

**Teton County Idaho Commissioners' Meeting Agenda**  
**Monday, March 23, 2015 - 9:00am**  
150 Courthouse Drive, Driggs, ID – 1<sup>st</sup> Floor Meeting Room

- 9:00 **Meeting Called to Order** – Bill Leake, Chair  
*Amendments to agenda if any*
- Board of Equalization** *if necessary*
- Development Company** – Ted Hendricks
1. Ford Garage Remodel & County Partnership

- 9:30 **Open Mic**  
*if no speakers, we will go to next agenda items*

**DEPARTMENT BUSINESS**

Public Works – Darryl Johnson

1. Solid Waste
  - a. Landfill Cap Update
  - b. Arbor Day Celebration
2. Road & Bridge – Clay Smith, Supervisor
  - a. R&B Crew Activities
  - b. E5000S Update
  - c. W6000S Update
  - d. Road Supervisor Truck Purchase

Planning & Building – Jason Boal, PA

1. Long Range Projects
  - a. Land Use Code Revisions
    - i. Public Outreach
    - ii. Article 10
2. PZC Attendance Title 2-2-6
3. Minor Plat Amendment
  - a. Targhee Ranch Div.1-Lots20A & 20B
4. W4000N (Packsaddle Rd) Update
5. Fair Board Request(s)
6. Teton Valley Recreation and Public Access Master Plan Implementation

- 10:50 **BREAK – Joint Meeting with Wyoming**  
200 S. Willow, Jackson, WY (Chambers)

1. Rural LDRs
2. Ambulance and Fire Services  
in Teton County, ID
3. Solid Waste
4. Regional Transportation
  - a. Roads: Darby Canyon and State Line
  - b. Pathways
  - c. START Bus Service

- 2:30 Weed Supervisor – Ben Eborn
1. State weed law
  2. Roadside spraying contract
  3. Enforcement control process
  4. Henry's Fork CWMA
  5. Cost share program
  6. Equipment rental
  7. Bio control
  8. Hay inspections
  9. Education

Sheriff's Office – John Leidorf

1. Funding Request – Patrol Car Video

**Administrative Business**

*will be dealt with as time permits*

1. Approve Available Minutes
2. Other Business
  - a. 4<sup>th</sup> of July Fireworks – County Support
  - b. Teton Reserve Liquor License
3. Committee Reports
4. Priorities Check-Up
5. Claims

**Executive Session per IC§67-2345 (1)(d)**  
Indigent Matters

**ADJOURN**

Upcoming Meetings

April 8 – IAC Webinar  
April 13 – 9:00 am Regular Meeting of the Board  
April 13 – 6:00 pm Public Meeting: 2015 Road Projects  
April 27 – 9:00 am Regular Meeting of the Board



C.L. "Butch" Otter, Governor  
Jeffery Sayer, Director

March 11, 2015

Teton County Commissioners  
150 Courthouse Dr.  
Driggs, ID 83422

RE: Rural Community Block Grant (RCBG) Program  
Idaho Film & Television Institute Project

Dear Commissioners:

Over the last nine years the Idaho Department of Commerce (Commerce), Teton County, and The Development Company (TDC) have been contractually involved in an economic development project that was originally titled the Idaho Film and Television Institute. As you are aware, for this project the County was awarded an RCBG of \$500,000 that was sub-granted to TDC. TDC then used the funds to acquire and improve the old Ford Garage building. As such, the building would become a business incubator that would allow for businesses to develop thus creating at least 25 new jobs. In summary, TDC did make a number of efforts to lease out building space for area businesses, which did at one point create 10 jobs. Some of the efforts of course were hampered by building code issues and a fire.

Finally, it appeared that after TDC received \$1.5 million in Economic Development Administration funding for improvements to the building that this would make way for a more functional and subsequently leasable building for small businesses. However, bids for the necessary improvement came in significantly higher than current budget amounts leaving TDC with limited options.

After meeting with Ted Hendricks of TDC on March 6, 2015 it was identified by him that TDC is limited to the following two options:

- Option 1: If TDC can come up with an additional \$840,000 to meet the low bid amount this would allow for needed improvements to be made on the building. After the improvements are complete, space within the building would be leased to local businesses to allow for their expansion and hopefully future job creation. This structure continues to line up with Commerce's original expectations for the building and continues to meet the efforts to satisfy our RCBG agreement.
- Option 2: If TDC cannot come with the additional \$840,000 to meet the bid, TDC has proposed to sell the building. Commerce would be agreeable to TDC selling the building, however, TDC would be required to utilize a minimum of \$300,000 from the sale of the building to capitalize their existing small business revolving loan fund. Further, TDC would be required to prioritize the \$300,000 infused into the revolving

loan fund for small businesses located in Teton County. Commerce would be satisfied with this arrangement and would consider it to comply with the RCBG program's intent of creating jobs.

It is understood that one of the two options will need to be chosen relatively soon. Commerce requests that we are kept up-to-date on the selected option.

If you have any questions please feel free to contact me at (208) 287-0782.

Regards,

A handwritten signature in dark ink, appearing to read 'Dennis J. Porter', with a long horizontal flourish extending to the right.

Dennis J. Porter  
Manager

cc: Ted Hendricks, The Development Company



WK: 208-354-0245  
djohnson@co.teton.id.us

**Public Works Department**  
**MEMORANDUM**

150 Courthouse Drive  
Driggs, ID 83422

March 19, 2015

TO: Board of County Commissioners  
FROM: Teton County Public Works Director – Darryl Johnson, PE, PLS  
SUBJECT: Public Works Update

PUBLIC WORKS

The following items are for your review and discussion at the March 23, 2015 meeting.

SOLID WASTE

1. Landfill Cap Update – The Teton County Landfill Cap Rehabilitation plans and specifications were reviewed by staff and the bid package has been submitted to the IDEQ for review. Anticipated turnaround time for DEQ review is 2 weeks. **Still** trying to identify fill source for 45,000 CY of common fill. We have some existing material in the area that can be used but are short approximately 20,000 CY of material.
2. Arbor Day Celebration – May 9-16
  - County will have Spring Cleanup Day – 5/16 reduced rates at the Transfer Station
  - Cities participating in week-long event with dumpsters located throughout the valley
  - County has encouraged cities to submit community cleanup tipping fee waiver
  - Public advertising and events will be coordinated
  - Attached is an email Saul Varela distributed with details about Spring Cleanup Day at the Transfer Station

ROAD & BRIDGE

1. Road & Bridge Crews:
  - Weather permitting, crews will continue with spring road maintenance work
  - Chip seal roads are breaking up but the County is not able to get oil for permanent repairs. Crews are responding to areas of concern and doing what we can to provide temporary relief until oil can be ordered.
  - Waiting for advisory signs to be delivered so crews can complete the South Bates Road safety grant project.
  - Cleanup at the fair grounds
2. E5000S Road Reconstruction: Continuing with plans and specifications. Hope to advertise for bids in early May



3. W6000S:

- Working with consultant to complete plans and specifications.
- Working on floodplain application and no rise certification.
- Army Corps of Engineers will likely require some level of wetland mitigation. Design team is coordinating to determine the level of effort.

4. IDWR temporary permits are in place for R&B construction water needs and also cleaning Fox Creek culverts at Hwy 33.
5. The 2015 Road & Bridge budget includes a \$30,000 line item for the purchase of a Supervisor Truck. The truck will be purchased by piggybacking on the State of Idaho contract. We feel an HD 2500 (3/4 ton) truck is necessary for transport of bulk materials, i.e. purchase of oil. Proposed vehicle specifications are listed in the attached email from Denise Kaelberer. Total purchase price is \$30,759,75. Overage from the \$30,000 line item budget will come from remaining funds in the Pup Trailer line item. The current supervisor's truck will be rolled into the R&B fleet and we will be selling the 1982 Chevrolet fleet pickup. The '82 Chevrolet truck has approximately 246,000 miles. The engine is in need of repairs and the flatbed will be removed before selling. NADA estimated value (attached) is \$1,625 for low retail. Because of the poor condition of the engine and removal of the flatbed, the value would be less. I would recommend selling this vehicle through a live or silent auction.
6. I am currently preparing for the April 13 Public Road Presentation scheduled for 6:00 to 8:00 p.m. The proposed format will be:
- 6:00 – 6:20 – Open house format with multiple exhibits showing the County with proposed 2015 major projects (reconstruction, magnesium chloride maintenance, chip seal maintenance, etc). Staff will be available to answer questions. The public will be encouraged to submit comments or write directly on the exhibits.
- 6:30 - 7:15 – Power Point presentation. This will be a modified version of what was presented to the BoCC on 3/3/2015.
- 7:15 – 8:00 – Allow public input in a formal meeting format where residents will be allowed to comment one at a time.

**From:** [Saul Varela](#)  
**To:** [Gloria Hoopes](#); [Valeew@victorcityidaho.com](mailto:Valeew@victorcityidaho.com); [adecker@driggsidaho.org](mailto:adecker@driggsidaho.org); [plantingidaho@gmail.com](mailto:plantingidaho@gmail.com); [Darryl Johnson](#); [Dave Hudacsko](#) RAD  
**Subject:** Teton County Solid Waste Information and Spring Clean Up  
**Date:** Tuesday, March 17, 2015 11:42:54 AM  
**Attachments:** [Information Flyer for TCSW - Year Round Schedule.pdf](#)  
[2-10-15 Extended Hours.jpg](#)  
[Hazardous Waste Information.pdf](#)  
[image003.png](#)

Hi Everyone,

I've attached some of the transfer station informational flyer, new hours of operation and Hazardous Waste Information

Spring Clean UP will be held on Saturday May 16<sup>th</sup> 8 am to 1 pm. I will distribute a flyer later on. The prices will be discounted for this day as follows:

- a. First 250 lbs of household and unsorted garbage are free per visit. It will be the normal rate of \$76/ton for Household and \$210/Ton on Unsorted Waste after 250 lbs.
- b. Sorted/Recycling items will be free. (Normally the first 350 lbs are free and after that it's \$15/per ton).
- c. First Freon containing appliance is \$7.00, second appliance is charged at the normal rate. (Normally 15.00 per appliance).
- d. Tires would stay at normal rate due to the high cost of disposal. Regular tires are \$5/tire on 18 inch rims and smaller, \$8/tire on 19 inch rim tires and bigger. For a load of tires that is greater than 5 tires will be charged at a \$125/ton.

Teton County does not process Hazardous Waste at the transfer station and is not allowed to be dropped off at the facility for any reason. Teton County, Idaho residents can take their household hazardous waste to Integrated Solid Waste & Recycling in Jackson Hole (Informational flyer attached). Teton County residents will be reimbursed up to \$150 per year by Teton County for hazardous waste taken to Integrated Solid Waste & Recycling if they bring their receipt to the transfer station.

Email\_Small

Saul Varela, Supervisor  
Teton County Solid Waste & Recycling  
Mailing: 150 Courthouse Drive  
Physical: 1088 Cemetery Road  
Driggs, Id 83422  
Office: (208)354-3442  
Cell: (208)534-8710

## Denise Kaelberer

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**From:** Kris Shell <krisshell@bonanzamotors.com>  
**Sent:** Tuesday, February 24, 2015 2:41 PM  
**To:** Denise Kaelberer  
**Subject:** truck  
**Attachments:** DENISE GMC.pdf

HI Denise!

Let's try this again!

I have attached the specks for the 2015 GMC 2500 Crew Cab 4x4 Short Box truck (TK25743).

\$27,370.00	Base
440.00	PYQ Wheels
176.00	QXT Tires
176.00	IO4 Audio
281.60	PCR (DL8 Power Adjust Mirrors, AQQ Remote Keyless)
79.20	KO5 Block Heater
176.00	NQF Electronic Shift
246.40	Z82 Trailering Equipment
114.40	SB1 Splash Guards
26.40	TRW Provisions Beacon
308.00	DPN (Mirrors Outside Heated Power Adjustable Vertical Manual Folding)
176.00	AKO Deep Tint
123.20	VBR (Rubber Bed Mat)
88.00	B30 (Carpet)
140.80	VAV (All Weather Floor Mats)
154.00	C49 Defogger
39.60	5H1 2 Additional Keys
264.00	TGK (Special Paint)
<hr/>	
\$30,379.75	
379.75	1.25% State Admin Fee
<hr/>	
\$30,759.35	

Please let me know if you have any questions.

Thanks!

Kris Shell  
Young Commercial  
Fleet, Government & Commercial Sales  
Burley Office:  
325 Overland Ave  
Burley, ID 83318  
Cell: 208-312-3891  
Office: 208-677-6832  
[krisshell@bonanzamotors.com](mailto:krisshell@bonanzamotors.com)

**Prepared By:**  
KRIS SHELL  
BONANZA MOTORS  
325 OVERLAND AVE  
BURLEY, ID 83318  
Phone: (208) 677-6832  
Fax: (208) 678-0125  
Email: [krishshell@bonanzamotors.com](mailto:krishshell@bonanzamotors.com)

## **2015 GMC Sierra 2500HD Built After Aug 14**

TK25743 4WD Crew Cab 153.7"



Photo may not represent exact vehicle or selected equipment.

## SELECTED MODEL & OPTIONS

### SELECTED MODEL - 2015 Fleet/Non-Retail TK25743 4WD Crew Cab 153.7"

<u>Code</u>	<u>Description</u>	<u>Invoice</u>
TK25743	2015 GMC Sierra 2500HD Built After Aug 14 4WD Crew Cab 153.7"	\$36,810.40

### SELECTED VEHICLE COLORS - 2015 Fleet/Non-Retail TK25743 4WD Crew Cab 153.7"

<u>Code</u>	<u>Description</u>
-	Interior: No color has been selected.
-	Exterior 1: No color has been selected.
-	Exterior 2: No color has been selected.

### SELECTED OPTIONS - 2015 Fleet/Non-Retail TK25743 4WD Crew Cab 153.7"

#### CATEGORY

<u>Code</u>	<u>Description</u>	<u>Invoice</u>
<b>MODEL OPTION</b>		
AVF	2015 INTERIM PROCESSING CODE	\$0.00
<b>SUSPENSION PKG</b>		
Z85	SUSPENSION PACKAGE, HANDLING/TRAILERING, HEAVY-DUTY includes 51mm twin tube shock absorbers and 33mm front stabilizer bar (STD)	\$0.00
<b>EMISSIONS</b>		
FE9	EMISSIONS, FEDERAL REQUIREMENTS	\$0.00
<b>ENGINE</b>		
L96	ENGINE, VORTEC 6.0L VARIABLE VALVE TIMING V8 SFI E85- COMPATIBLE, FLEXFUEL capable of running on unleaded or up to 85% ethanol (360 hp [268.4 kW] @ 5400 rpm, 380 lb-ft of torque [515.0 N-m] @ 4200 rpm) with (E63) fleetside pickup box; (322 hp [240.1 kW] @ 4400 rpm, 380 lb-ft of torque [515.0 N-m] @ 4200 rpm) with (ZW9) pickup box delete (Does not include E85 capability with (ZW9) pickup box delete.) (STD)	\$0.00
<b>TRANSMISSION</b>		
MYD	TRANSMISSION, 6-SPEED AUTOMATIC, HEAVY-DUTY, ELECTRONICALLY CONTROLLED with overdrive and tow/haul mode. Includes Cruise Grade Braking and Powertrain Grade Braking (STD) (Requires (L96) Vortec 6.0L V8 SFI engine or (LC8) 6.0L V8 SFI Gaseous engine.)	\$0.00
<b>GVWR</b>		
GEH	GVWR, 9500 LBS. (4309 KG) (Requires (L96) Vortec 6.0L V8 SFI engine or (LC8) 6.0L V8 SFI Gaseous engine. Not available with TK25943.)	\$0.00
<b>AXLE</b>		
GT5	REAR AXLE, 4.10 RATIO (Requires (L96) Vortec 6.0L V8 SFI engine or (LC8) 6.0L V8 SFI Gaseous CNG (Compressed Natural Gas) engine.)	\$0.00
<b>PREFERRED EQUIPMENT GROUP</b>		
1SA	WORK TRUCK PREFERRED EQUIPMENT GROUP includes standard equipment	\$0.00

Report content is based on current data version referenced. Any performance-related calculations are offered solely as guidelines. Actual unit performance will depend on your operating conditions.

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## SELECTED MODEL & OPTIONS

### SELECTED OPTIONS - 2015 Fleet/Non-Retail TK25743 4WD Crew Cab 153.7"

#### CATEGORY

<u>Code</u>	<u>Description</u>	<u>Invoice</u>
WHEELS		
PYQ	WHEELS, 17" (43.2 CM) MACHINED ALUMINUM includes 17" x 7.5" (43.2 cm x 19.1 cm) steel spare wheel. Spare not included with (ZW9) pickup box delete unless a spare tire is ordered	\$440.00
TIRES		
QXT	TIRES, LT265/70R17E ALL-TERRAIN, BLACKWALL	\$176.00
SEAT TYPE		
AE7	SEATS, FRONT 40/20/40 SPLIT-BENCH, 3-PASSENGER, DRIVER AND FRONT PASSENGER RECLINE with outboard head restraints and center fold-down armrest with storage. Vinyl has fixed lumbar and cloth has manually adjustable driver lumbar. (STD)	\$0.00
SEAT TRIM		
H2R	DARK ASH WITH JET BLACK INTERIOR ACCENTS, CLOTH SEAT TRIM	\$0.00
RADIO		
IO4	AUDIO SYSTEM, 4.2" DIAGONAL COLOR DISPLAY WITH INTELLILINK, AM/FM STEREO WITH USB PORTS auxiliary jack, SD card slot, Bluetooth streaming audio for music and most phones, hands-free smartphone integration, Pandora Internet radio and voice-activated technology for radio and phone	\$176.00
ADDITIONAL EQUIPMENT		
PCR	SIERRA FLEET CONVENIENCE PACKAGE includes (DL8) outside heated power-adjustable mirrors and (AQQ) Remote Keyless Entry (Upgradeable to (DPN) Mirror. Not available with (DF2) Mirror.)	\$281.60
K05	ENGINE BLOCK HEATER (Included with (LML) Duramax 6.6L Turbo Diesel V8 engine.)	\$79.20
NQF	TRANSFER CASE, ELECTRONIC SHIFT WITH ROTARY DIAL CONTROLS (Requires 4WD models.)	\$176.00
Z82	TRAILERING EQUIPMENT Trailing hitch platform 2.5" with a 2.0" insert for HD, 7-wire harness with independent fused trailering circuits mated to a 7-way sealed connector to hook up parking lamps, backup lamps, right and left turn signals, an electric brake lead, battery and a ground, The trailer connector also includes the 4-way for use on trailers without brakes - park, brake/turn lamps (Not available with (ZW9) pickup box delete or (9J4) rear bumper delete is ordered.)	\$246.40
SB1	LPO, FLAT SPLASH GUARDS, BLACK (dealer-installed) (Not available with (VQK) Black molded splash guards, LPO. Not available with (ZW9) pickup box delete.)	\$114.40
TRW	PROVISION FOR CAB ROOF-MOUNTED LAMP/BEACON provides an instrument panel-mounted switch and electrical wiring tucked beneath the headliner for a body upfitter to connect a body-mounted warning or emergency lamp (Included with (VYU) Snow Plow Prep Package.)	\$26.40

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## SELECTED MODEL & OPTIONS

### SELECTED OPTIONS - 2015 Fleet/Non-Retail TK25743 4WD Crew Cab 153.7"

#### CATEGORY

<u>Code</u>	<u>Description</u>	<u>Invoice</u>
ADDITIONAL EQUIPMENT		
DPN	MIRRORS, OUTSIDE HEATED POWER-ADJUSTABLE VERTICAL CAMPER UPPER GLASS, MANUAL-FOLDING AND EXTENDING, BLACK. Includes integrated turn signal indicators consisting of 51 square inch flat mirror surface positioned over a 24.5 square inch convex mirror surface with a common head and lower convex spotter glass (convex glass is not heated and not power adjustable) and addition of Auxiliary cargo lamp for backing up (helps to see trailer when backing up with a trailer) and amber auxiliary clearance lamp (Requires (PCR) Sierra Fleet Convenience Package. Includes (DD8) auto-dimming inside rearview mirror.)	\$308.00
AKO	GLASS, DEEP-TINTED	\$176.00
VK3	LICENSE PLATE KIT, FRONT (will be forced on orders with ship-to states that require front license plate) Note: (VK3) deletes center lower bumper filler panel.	\$0.00
VBR	LPO, RUBBER BED MAT (dealer-installed) (Included with (PDH) GMC Interior Protection Package, LPO or (PDM) Bed Protection Package, LPO. Not available with (LC8) 6.0L V8 SFI Gaseous (compressed natural gas) engine, (ZW9) pickup box delete or (VZX) bed liner, LPO.)	\$123.20
B30	FLOOR COVERING, COLOR-KEYED CARPETING with rubberized vinyl floor mats (Double Cab and Crew Cabs include second row floor mats)	\$88.00
VAV	LPO, ALL-WEATHER FLOOR MATS, FRONT AND REAR (dealer-installed) (Requires (B30) color-keyed carpeting. Included with (PDH) GMC Interior Protection Package, LPO.)	\$140.80
AQQ	REMOTE KEYLESS ENTRY (Included and only available with (PCR) Sierra Fleet Convenience Package.)	INC
C49	DEFOGGER, REAR-WINDOW ELECTRIC	\$154.00
DD8	MIRROR, INSIDE REARVIEW AUTO-DIMMING (Included and only available with (DPN) outside heated power-adjustable camper mirrors.)	INC
SPECIAL EQUIPMENT OPTIONS		
5H1	KEY EQUIPMENT, TWO ADDITIONAL KEYS FOR SINGLE KEY SYSTEM Provides two additional spare keys for a total of (4). (Keys will be cut but not programmed) (Not available with (9J4) rear bumper delete or (5Z4) spare wheel, carrier and lock delete.)	\$39.60
8F2	ORNAMENTATION, DELETE Deletes decals and nameplates on truck exterior	\$0.00
TGK	SPECIAL PAINT, SOLID, ONE COLOR All normally body colored non-sheet metal parts will be Black. May require extended lead time. Door handles and mirrors will be grain Black. Front filler panel will be Gloss Black. Deletes standard/packaged body side moldings.	\$264.00
01U	SPECIAL PAINT	\$0.00
OPTIONS TOTAL		<b>\$3,009.60</b>

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## PRICING SUMMARY

### PRICING SUMMARY - 2015 Fleet/Non-Retail TK25743 4WD Crew Cab 153.7"

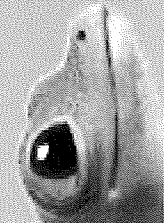
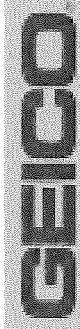
	<u>Invoice</u>
Base Price	\$36,810.40
Total Options:	\$3,009.60
Vehicle Subtotal	\$39,820.00
Advert/Adjustments	\$0.00
Destination Charge	\$1,195.00
<b>GRAND TOTAL</b>	<b>\$41,015.00</b>

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15%... need I say more?

ZIP

Start Quote

[Change Manufacturer](#) > [Change Year & Model](#) > [Change Options](#) > [Values](#)

## 1982 Chevrolet C20

Pickup 3/4 Ton LWB

[Research another classic car](#)

Values

Special Notes

Values

### Values



Base Price	Original MSRP	Low Retail	Average Retail	High Retail
Options: <a href="#">(add)</a>	\$7,732	\$1,625	\$4,000	\$6,600



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**FROM:** Planning Staff, Jason Boal  
**TO:** Board of County Commissioners  
**RE:** Planning & Building Department Update  
**MEETING:** March 23, 2015

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**Long-Range Projects:**

- Land Use Code Revisions
  - Working with Driggs and Victor on a website for public outreach.
  - P&Z reviewed Article 10 and I am working on the analysis

**Planning and Zoning Commission bylaws:** See Attached Memo

**Minor Plat Amendment (Targhee Ranch lots 20a & 20b):** See Attached Staff Report

**Teton Valley Scenic Parkway Update:** See Attached Memo

**Request from the Teton County Fair Board:** See Attached Memo



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**FROM:** Planning Staff, Jason Boal  
**TO:** Board of County Commissioners  
**RE:** Planning and Zoning Commission Attendance  
**MEETING:** March 23, 2015

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I would like to clarify/amend the attendance policy for the Planning and Zoning Commission found in Title 2 of the Teton County Code. This is my proposed language change:

2-2-6: ATTENDANCE: Members are expected to attend all meetings, hearings and work sessions of the Commission. If a member has four (4) absences of regularly scheduled meetings (meeting with the review of an application), in one calendar year, the Board may replace that member. ~~(Amd. 01-23-06)~~. If a member cannot attend a meeting, hearing or work session, he or she shall notify the Chairperson or staff in advance of the meeting. ~~In the event that a member of the Commission does not attend and did not give notification of their inability to be present at a meeting wherein a quorum is absent the Commission may ask for resignation of the offending member or the Board may replace that member.~~(Amd. \_\_\_\_\_)



## A REQUEST FOR AN INSIGNIFICANT PLAT AMENDMENT BY:

Darren Day and Mark Duval,

WHERE: Targhee Ranch Division 1 (Lots 20a & 20b)

March 23, 2015

### Darren Day and Mark Duval, Insignificant Plat Amendment to Targhee Ranch Division 1

**§9-7-1 (B-4a) Insignificant Changes.** Upon determining the application complete, and that the proposal is an insignificant change or vacation, the Planning Administrator shall recommend to the Board of County Commissioners approval, approval with conditions, or denial the application pursuant to the criteria and standards in the county regulations. The Board may review insignificant changes at a regularly scheduled public meeting.

**Teton County Planning Administrator has determined that the application is complete and recommends approval by the Teton County Board of County Commissioners pursuant to Teton County regulations.**

#### Findings of Fact:

- Darren Day and Mark Duval -submitted an application to amend the Amended Plat for Targhee Ranch Division 1 (81851- original plat).
- Lot 20 of Targhee Ranch Division 1 was split in 1983, and is considered a legal split
- The application is to adjust the lot configuration so that the street frontage of Lot 20b is relocated to the west side of Lot 20A from the east side of Lot 20a.
- Insignificant plat amendments are used for minor lot line adjustments.
- **§9-7-1 (B-3a) Criteria for Approval:**
  - i. Any proposed changes to an easement, public right-of way, or Planned Unit Development, shall comply with all applicable criteria and standards of the county regulations, conditions of approval established in the previous approval, and the development agreement approved as part of the previous approval.
    - **ADR-1.0 zoning. The lots are existing, no changes to any public dedication.**
  - ii. Insignificant changes to a recorded plat or master plan shall not reduce the area of designated open space or increase the number of lots or the overall amount of area of development.
    - **No reduction of open space & will not increase the number of lots**
  - iii. Insignificant changes to a recorded plat, master plan, easement, or right-of-way shall not increase or create new and potentially substantial direct or indirect impacts on the neighborhood, vicinity of the subdivision or overall community.
    - **Will not create any additional impacts, as the lots were approved previously, it is just a reconfiguration of the lots.**

**§9-7-1 (B-2a) Insignificant Changes / Vacations.** – The proposed changes to the recorded land records have minimal direct impact on the immediate neighborhood, general vicinity of the subdivision or overall community. These include:

- iv. lot line adjustments between lots within a subdivision,
- v. the re-arrangement or relocation of five (5) or fewer lots, parcels or buildings that does not encroach further into natural resource areas or Overlay Areas as defined in Title 8 or Title 9 or move closer to neighboring property;





# RECEIVED

BY: K. Radw  
DATE: 3-9-2015

Targhee Ranch  
NAME OF SUBDIVISION/PLANNED UNIT DEVELOPMENT

## SUBDIVISION/PLANNED UNIT DEVELOPMENT AMENDMENT APPLICATION

Upon receipt of the required materials the planning staff shall stamp the application received and prepare a staff report. It is recommended that the Applicant review Title 9 of the Teton County Code prior to submittal. This Title along with application materials are located on the County website at [www.tetoncountyidaho.gov](http://www.tetoncountyidaho.gov). The planning staff is also available to discuss applications and answer questions prior to receiving an application.

*To expedite the review of your application, please be sure to address each of the following items.*

### SECTION I: PERSONAL AND PROPERTY RELATED DATA

Owner: Darren Day & Mark W. Duval  
Applicant: Nelson Engineering E-mail: lrudolph@nelsonengineering.net  
Phone: (307) 733-2087 Mailing Address: P.O. BOX 1599  
City: Jackson State: WY Zip Code: 83001  
Engineering Firm: Nelson Eng. Contact Person: Luke Rudolph Phone: (307) 733-2087  
Address: P.O. BOX 1599 Jackson, WY 83001 E-mail: lrudolph@nelsonengineering.net

#### Location and Zoning District:

Address: 1704 & 1734 Fall Line Drive Parcel Number: Lot 20A & 20B  
Section: 19 Township: 5N Range: 46E Total Acreage: 4.77  
Proposed Units/Lots: 2.01/2.76 Current Units/Lots: 2.01/2.76  
Code Approved Under: \_\_\_\_\_

- |  |  |
|--|--|
| <input type="checkbox"/> FEES (pursuant to current fee schedule) | <input type="checkbox"/> Affidavit of Legal Interest   |
| <input type="checkbox"/> Insignificant                           | <input type="checkbox"/> Engineer/Surveyor review cost |
| <input type="checkbox"/> Substantial Increase Scale/Impacts      | <input type="checkbox"/> Taxes Current                 |
| <input type="checkbox"/> Substantial Decrease Scale/Impacts      |  |

*Fees are non-refundable.*

I, the undersigned, have reviewed the attached information and found it to be correct. I also understand that the items listed below are required for my application to be considered complete and for it to be scheduled on the agenda for the Board of County Commissioners public hearing.

• Applicant Signature: E. Rudolph Date: 3/4/15

X I, the undersigned, am the owner of the referenced property and do hereby give my permission to Rudolph Nelson Engineering to be my agent and represent me in the matters of this application. I have read the attached information regarding the application and property and find it to be correct.

• Owner Signature: Carol K. Nelson Date: 3/8/15

## SECTION II: ADMINISTRATOR DETERMINATION

The Planning Administrator has reviewed the amended plat and/or recorded documents and proposals in accordance with Teton County Subdivision Ordinances Title 9, Chapter 7. The Planning Administrator has determined the changes are:

( ) Insignificant: The application will be reviewed administratively and approved, approved with conditions or denied. The plat or recorded documents for a subdivision or Planned Unit Development, including the proposed changes, shall comply with all applicable criteria and standards of the county regulations, conditions of approval established in the previous approval, and the development agreement approved as part of the previous approval.

( ) Substantial Changes – Increase Scale, Impact: The application will be reviewed under any applicable current ordinances and a staff report prepared and sent to the Planning and Zoning Commission for preliminary review and noticed as a public hearing at their next available regularly scheduled meeting. Substantial changes will require amended CCR's and Development Agreement and may or may not require additional studies or application materials. After a hearing before the Planning and Zoning Commission, the Commission shall recommend to the Board of County Commissioners approval, approval with conditions or denial of the amended plat and/or recorded documents. A public hearing before the Board of County Commissioner for the final review will then be scheduled and the Board will approve, approve with conditions, or deny the amended plat and/or recorded documents.

( ) Substantial Changes – Decrease Scale, Impact: The application will be reviewed under the code of original approval and a staff report prepared and sent to the Planning and Zoning Commission for concept review and noticed as a public hearing at their next available regularly scheduled meeting. Substantial changes will require amended CCR's and Development Agreement. No additional studies or application fees will be required. After a hearing before the Planning and Zoning Commission, the Commission shall recommend to the Board of County Commissioners approval, approval with conditions or denial of the amended plat and/or recorded documents. A public hearing before the Board of County Commissioner for the final review will then be scheduled and the Board will approve, approve with conditions, or deny the amended plat and/or recorded documents.

## SECTION III: ITEMS REQUIRED ON THE AMENDED PLAT OR IN AMENDED RECORDED DOCUMENTS

1. Narrative explaining the changes that are being proposed.
2. Plat, if applicable, is labeled correctly as "Amended Final Plat".  
Recorded documents, if applicable, are labeled as "Amended"
3. Itemize briefly the amendments on the original plat and/or recorded documents and the amended plat and/or recorded documents.
4. The following items may also be required, as applicable:
  - Letter of Credit or Bond for financial guarantee of public improvements
  - Engineers cost of public improvements
  - Three (3) Sets of "Final Stamped" construction drawings for public improvements
  - Final approval letter from Eastern Idaho Public Health
  - Final approval letter from Teton County Fire District

LR/15-009-1

9 March 2015

Teton County Planning Department  
150 Courthouse Drive  
Driggs, ID 83422

ATTN: Kristin Rader, Planner

RE: Amended Plat Lots 20A & 20B Targhee Ranch

Dear Kristin,

This letter accompanies an application and map for an amended plat (lot adjustment) of Targhee Ranch Lots 20A & 20B. Both lots are owned by Darren Day & Mark W. Duval. The purpose of the adjustment is to relocate the 100' access to lot 20B from the east side of the lot to a 30' access on the west side of the lot to preserve view angles from lot 20A. Acreage is to remain the same for both lots.

Two new legal descriptions are attached to this application.

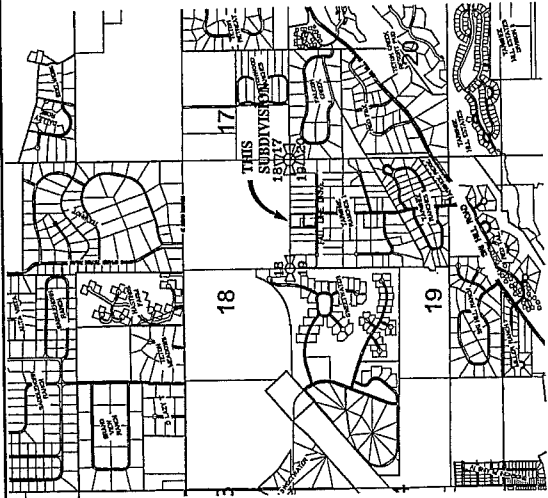
I have enclosed two paper copies of the map, unsigned or stamped. Once all materials have been reviewed by your office and the application is approved, I will sign and stamp the mylar originals and record them along with signed copies of the deeds.

If you have any questions, please don't hesitate to call.

Sincerely,

Lucas Rudolph, PLS





VICINITY MAP  
SCALE 1" = 2000'  
Located in  
Section 19, T1N, R10E  
Teton County, Idaho

### LEGEND

- PROPERTY LINE
- VACATED PROPERTY LINE
- CANAL EASEMENT
- PROPERTY CORNER (6" REBAR WITH CAP INSCRIBED AN ENG 2860)
- PROPERTY CORNER (6" REBAR WITH CAP INSCRIBED PLS 2239)
- PROPERTY CORNER (6" REBAR)
- SET REBAR AND CAP INSCRIBED "NELSON ENGR. PLS 13767"
- SECTION CORNER AS NOTED (CORNER REGISTRATION FORM ON FILE OR TO BE FILED)

NOTES:  
1. BASIS OF BEARING IS S 89°20'07" E FOR THE NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 19.

### AMENDED PLAT

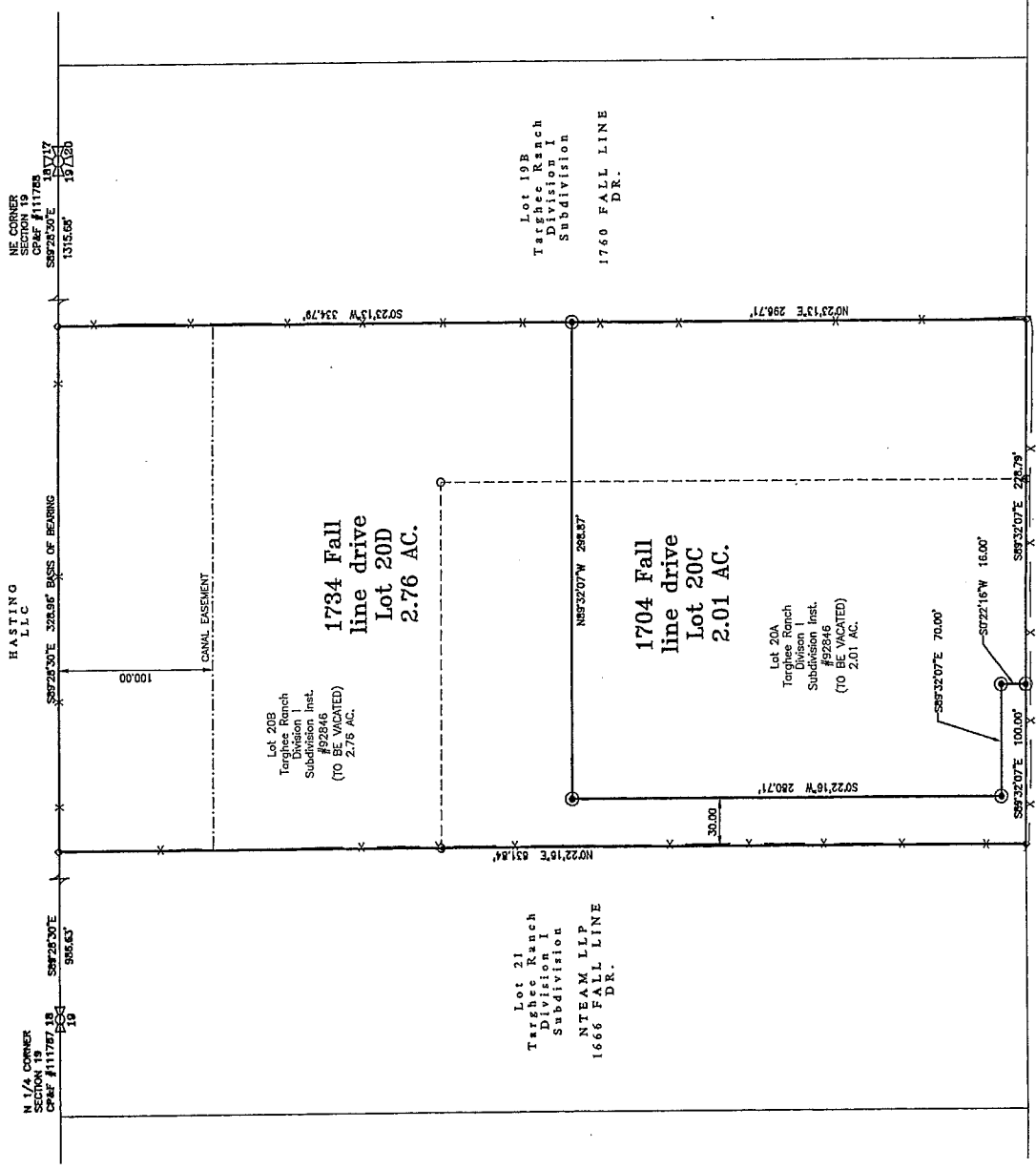
### TARGHEE RANCH DIVISION I

IDENTICAL WITH LOTS 20A AND 20B OF TARGHEE RANCH  
DIVISION I SUBDIVISION  
INST. #92846

ENGINEER & SURVEYOR  
NELSON ENGINEERING  
1801 W. 14th  
JACKSON, WY 83001  
(307) 733-2087

OWNERS  
S. DAY AND  
MARK W. DVAL  
5920 HARBOR DRIVE  
OAKLAND, CA 94611

SURVEYED BY: NE DRAWN: SK PROJECT NO. 15-009-1 DATED: Nov 29, 2013



FALL LINE DRIVE



Scale: 1" = 50'



**OWNER'S CERTIFICATE**

I, the undersigned, acting on behalf of and with the authority to sign for the owner and proprietor of the property hereon shown and described, hereby certify that the foregoing lot adjustment as shown herein is with the free consent and in accordance with the desires of said owner and proprietor.

DARREN S. DAY \_\_\_\_\_  
DATE \_\_\_\_\_  
MARK W. DUAL \_\_\_\_\_  
DATE \_\_\_\_\_

The foregoing instrument was acknowledged before me by Darren S. Day and Mark W. Dual this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

Witness my hand and official seal.

Notary Public \_\_\_\_\_

**Legal Description**  
Parcel 20C

A Portion of Lot 20A and 20B of Targhee Ranch Division I, a Subdivision of Record in the Office of the Recorder of Teton County, Idaho, as Instrument No. 92846, being located in the NW1/4, NE1/4, Section 19, Township 5 North, Range 46 East, Boise Meridian, Teton County, Idaho, being more particularly described as follows: Beginning at the Southeastly Corner of Said Lot 20B, where found a steel reinforcing bar with cap inscribed: LS 2239; Thence along east line of said Lot 20B, N0°23'13"E, 296.71 feet; Thence leaving said east line of Lot 20B, N89°32'07"W, 298.87 feet;

Thence S0°22'16"W, 280.71 feet;

Thence S89°32'07"E, 70.00 feet;

Thence S0°22'16"W, 16.00 feet;

Thence S89°32'07"E, 228.79 feet to the Corner of Beginning.

Containing 2.01 acres, more or less, and subject to easements, rights-of-way, reservations and restrictions, of sight and/or of record.

**COUNTY COMMISSIONERS' CERTIFICATE**

PRESENTED TO THE TETON COUNTY BOARD OF COMMISSIONERS ON THE FOLLOWING DATE AT WHICH TIME THIS SUBDIVISION WAS ACCEPTED AND APPROVED.

DATE \_\_\_\_\_ CHAIRPERSON, COUNTY COMMISSIONERS \_\_\_\_\_

**HEALTH DEPARTMENT CERTIFICATE**

ALL SANITARY RESTROOMS AND SANITARY FACILITIES SHOWN ON THE ATTACHED SANITARY MAPS AND REGULATIONS, SUBJECT TO THE INFORMATION CONTAINED IN THE ATTACHED SANITARY MAPS AND REGULATIONS, SANITARY RESTRICTIONS MAY BE REIMPOSED, IN ACCORDANCE WITH SECTION 50-1326, IDAHO CODE, BY THE ISSUANCE OF A CERTIFICATE OF DISAPPROVAL.

DATE \_\_\_\_\_ DISTRICT HEALTH DEPARTMENT, EHS \_\_\_\_\_

**PLANNING AND ZONING CERTIFICATE**

PRESENTED TO THE TETON COUNTY PLANNING AND ZONING COMMISSION ON THE FOLLOWING DATE AT WHICH TIME THIS SUBDIVISION WAS ACCEPTED AND APPROVED.

DATE \_\_\_\_\_ CHAIRPERSON, PLANNING AND ZONING \_\_\_\_\_

**ASSESSOR'S CERTIFICATE**

PRESENTED TO THE TETON COUNTY ASSESSOR ON THE FOLLOWING DATE FOR APPROVAL AND ACCEPTANCE.

DATE \_\_\_\_\_ COUNTY ASSESSOR \_\_\_\_\_

**TETON COUNTY FIRE MARSHAL CERTIFICATE**

PRESENTED TO THE TETON COUNTY FIRE MARSHAL FOR FIRE PROTECTION FOR THIS PLAT MEET THE TETON COUNTY FIRE CODE AND HAVE BEEN APPROVED BY MY DEPARTMENT.

DATE \_\_\_\_\_ TETON COUNTY FIRE MARSHAL \_\_\_\_\_

**COUNTY TREASURER'S CERTIFICATE**

PER THE REQUIREMENTS OF IDAHO CODE 50-1306, I, THE UNDERSIGNED COUNTY TREASURER, IN AND FOR THE COUNTY OF TETON, HAVE RECEIVED FROM THE APPLICANT THE SUM OF \_\_\_\_\_ DOLLARS ON BEHALF OF THE APPLICANT'S PAYMENT OF THE TAXES DUE ON THE LAND DESCRIBED ON THIS PLAT.

DATE \_\_\_\_\_ COUNTY TREASURER \_\_\_\_\_

**CERTIFICATE OF REVIEW**

THE UNDERSIGNED HAS EXAMINED THIS PLAT AND FIND IT TO BE CORRECT AND ACCEPTABLE AS REQUIRED IN SECTION 50-1305 OF THE IDAHO CODE.

DATE \_\_\_\_\_ SURVEYOR \_\_\_\_\_ REG. NO. \_\_\_\_\_

**RECORDEE'S CERTIFICATE**

**Legal Description**  
Parcel 20D

A Portion of Lot 20A and Lot 20B of Targhee Ranch Division I, a Subdivision of Record in the Office of the Recorder of Teton County, Idaho, as Instrument No. 92846, being located in the NW1/4, NE1/4, Section 19, Township 5 North, Range 46 East, Boise Meridian, Teton County, Idaho, and being more particularly described as:

Beginning at the Northeastly Corner of Lot 20B, which lies S89°28'30"E, 1315.68 feet from the Northeast Corner of Section 19, Where found a steel reinforcing bar with cap inscribed: LS 2239; Thence along the east line of said Lot 20B, S0°23'13"W, 334.79 feet;

Thence leaving said east line of Lot 20B, N89°32'07"W, 298.87 feet;

Thence S0°22'16"W, 280.71 feet;

Thence S89°32'07"E, 70.00 feet;

Thence S0°22'16"W, 16.00 feet;

Thence N89°32'07"W, 100.00 feet;

Thence N0°22'16"E, 631.84' to a point on the northerly line of Said Lot 20B;

Thence along said northerly line S89°28'30"E, 328.96 feet to the Point of Beginning.

Containing 2.76 acres, more or less, and subject to easements, rights-of-way, reservations and restrictions, of sight and/or of record.

**CERTIFICATE OF SURVEYOR**

I, Lucas D. Rudolph, a registered professional land surveyor in the State of Idaho, Registration No. 13767, do hereby certify that the survey of lots 20A and 20B, Targhee Ranch Division I Subdivision, as herein shown and described was performed under my responsible charge and that all corners are monumented as shown herein.



PLAT MAP, 3-4-2015, BY PLAR

PLAT 2 \_\_\_\_\_

RECORDS TO RECORD OR FPC HEARING

PLAT MAP

AMENDED PLAT

**TARGHEE RANCH**  
**DIVISION I**

**IDENTICAL WITH LOT 20A AND 20B OF TARGHEE RANCH**  
**DIVISION I SUBDIVISION**  
INST. #92846

located within the  
NW1/4, NE1/4  
Section 19,  
Township 5 North,  
Range 46 East of the B.M.,  
Teton County, Idaho

ENGINEER & SURVEYOR  
NELSON ENGINEERING  
BOX 1599  
JACKSON, WY 83001  
(307) 733-2087

OWNER  
DARREN S. DAY AND  
MARK W. DUAL  
5920 HARBOR DRIVE  
OAKLAND, CA 94611

SURVEYED BY: NE

DRAWN: SK

PROJECT NO. 15-009-1 DATED: Nov 29 2015

Sheet  
1 of 2



## MEMO

**To:** Jason Boal, Teton County P&Z Administrator  
**From:** Ashley Koehler, City of Driggs P&Z Administrator  
**Date:** March 20, 2015  
**RE:** Day/ Duval, Insignificant Plat Amendment to Targhee Ranch Division 1

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Jason,

Thank you for the opportunity to review the plat amendment in the Driggs Area of Impact. I have reviewed the proposal and don't have any comments with the proposal or your findings. I have also confirmed that the proposal complies with the Airport Master Plan and no conditions related to the airport are necessary.

Thank you,  
Ashley



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**FROM:** Planning Staff, Jason Boal  
**TO:** Board of County Commissioners  
**RE:** Teton View Scenic Byway  
**MEETING:** March 23, 2015

---

I would like to provide a timeline on the Teton View Scenic Byway. Currently the county is waiting for updated plans (including an access map) before taking any further action.

- 
- September 4, 2014- site visit and photos.
- September 5, 2014- I made contact with Jess. He informed me he had talked to Jay Mazalewski about the road. I informed Mr. Horton that he needed a EPA Storm Water Permit, and asked for plans for the road.
- September 16, 2014 I spoke with the BLM regarding the easement across their property.
- September 17, 2014- I informed Mr. Horton about my conversation with the BLM as asked again for plans of the road.
- September 19, 2014- I received the plans for the road. I informed Mr. Meppen (acting engineer) that *"if the county is to adopt this road we would need stamped drawings, cross sections, testing and inspection on all parts of it, not just the parts in the existing right of way"*
- September 19, 2014- I put the discussion of the road on the agenda for the BoCC's September 22<sup>nd</sup> meeting.
- September 22, 2014- I went before the BoCC and asked three questions about the project (SEE ATTACHED MEMO):
  - **Is the County interested in adopting this road and abandoning the existing easements and right of ways?**
    - *The BoCC couldn't answer this question unless they had additional information*
  - **Is the County willing to utilize a contract engineer to review the road design?**
    - *I was authorized to use a 3<sup>rd</sup> party engineer to review the plans we received (Jorgenson was used).*
  - **Is the County willing to work with the BLM to realign the road, or are we going to ask the applicant to do that?**
    - *The BoCC did not feel they could answer this question either until we had more information.*
- September 22, 2014- I spoke with the BLM about the easement and what it would take to realign the road.

- 2) More information on the NEPA. (It does appear that the BLM would be able to conduct the assessment for the county, this will take longer than hiring someone to have it done however. The Board does not appear to be comfortable applying for realignment until there is a general agreement that the new alignment is feasible and in the interest of the public. That is why #1 & #3 are key)
- 3) The Board wanted your engineer to review the comments from Darryl and see if there was any way to address his concerns, especially the tight corners.

I also started the application to the BLM so that if the Board made the decision to move forward with the road it would be ready to submit.

- November 5, 2014- Mr. Horton sent a email stating- "After discussions with our Engineer we will get back with you. "
- February 2, 2014- I sent a email to Mr. Horton, his engineer and Mr. Moulton asking for any updates. I did not get a response.



Teton County Planning  
150 Courthouse Drive, Room 107  
Driggs, Idaho 83422  
Phone: 208.354.2593  
Fax: 208.354.8778

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**FROM:** Planning Administrator, Jason Boal  
**TO:** Board of County Commissioners  
**RE:** Teton Valley Scenic Parkway  
**DATE:** September 19, 2014

---

I am looking to get some direction on the Teton Valley Scenic Parkway project. I have three main questions:

Project interest: I would like some direction from the BoCC to know whether or not the County is interesting in pursuing the realignment of W 4000N, Hoopes and N 11500W. It appears access would be maintained for most of the parcels (there is a question about the Felger access). There would need to be additional research on the easements across properties other than Ag Rim LLC to make sure those easements are wide enough or flexible enough to fit the proposed right of way.

**Is the County interested in adopting this road and abandoning the existing easements and right of ways?**

Project design and review: We have been given updated plans and storm water calculations. I do not have the expertise to review these plans. I want to make sure that the BoCC is okay with me utilizing a contract engineer to review the plans. I should also note that the plans up to this point have not been stamped by an engineer. If the county is desirous to adopt this road the applicant will then get the plans stamped.

**Is the County willing to utilize a contract engineer to review the road design?**

BLM 40 acre parcel: I spoke the BLM last week and was supposed to get something in writing from them this week, but it has yet to show up. Basically, we have a 60' easement centered on the centerline of the existing road. We have permission to do maintenance within that easement. If work is to be done outside of that easement it may require going through the National Environmental Policy Act (NEPA) process. Mr. Horton has requested that we work with the BLM to realign the road through there 40 acres.

**Is the County willing to work with the BLM to realign the road, or are we going to ask the applicant to do that?**



Teton County Planning  
150 Courthouse Drive, Room 107  
Driggs, Idaho 83422  
Phone: 208.354.2593  
Fax: 208.354.8778

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**FROM:** Planning Administrator, Jason Boal  
**TO:** Board of County Commissioners  
**RE:** Teton Valley Scenic Parkway  
**DATE:** October 28, 2014

---

We have comments back from an engineer regarding the Teton Scenic Parkway (see attached documents).

My concerns in addition to the engineer's comments include:

- The applicant has requested the road be allowed to be built to a "Recreational Road" standard. I do not think this road fits the recreation classification. It is currently part of the county road system and classified as a "Minor Neighborhood" or "Local". Recreational roads are intended for providing access to public lands. Although this road does this, it also provides access to a lot of private lands. If that private land was to ever develop (even moderate development) the recreational road standard would not be adequate. With two 6'8" travel lanes as opposed to two 9' lanes the function of the road would be severely limited.
- The capacity will be severely limit along this road. If future residential development is desired by the land owners we may want to reconsider the minimum design speed of 25 mph, and the problematic horizontal curves mentioned by the engineer.
- All existing accesses need to be maintained. Mr. Horton has assured this is the case, but I would like to see the proposed accesses included on the plans.
- In conversations with the Forest Service, they expressed concerns about the tight turns in several locations. This design may prohibit the use of farm equipment as well as recreational users.
- The road will need to be realigned across the BLM property. This will require a NEPA study. Mr. Horton has proposed that Teton County apply to the BLM and conduct (pay for the NEPA) study.

Questions for the Board of County Commissioners:

- **Is the County interested in adopting this road and abandoning the existing easements and/or right of ways?**
- **Is the county comfortable with the design of the proposed road?**
- **Is the County willing to pay for the NEPA study that is required by the BLM to realign the road, or are we going to ask the applicant to do that?**

Possible solutions:

- Have the applicant (Mr. Horton) pay for the NEPA study as part of the adoption/abandonment agreement.
- Have the corners designed for 35-45mph to accommodate larger equipment and/or future growth, or have them designed for 25 mph with the understanding that growth in the area would be limited.
- Have the applicant pay for the additional signage that will be required.
- Enter into a development agreement with Mr. Horton clarifying and solidifying the future uses and access off of this road.

The applicant would like to know where the Board stands on these issues. We may have time over the winter while construction is on hold to address some of these things as well.



October 20, 2014

Mr. Jason Boal, Teton County Planning Administrator  
Teton County Planning  
150 Courthouse Drive, Suite 107  
Driggs, Idaho 83422

**RE: Scenic Parkway Road Design Review**

Jorgensen Associates, PC (JA) has been retained by the Teton County Planning Department to review and comment on the proposed Scenic Parkway road design. This review is based on horizontal and vertical road design provided by Benchmark Land Surveying, correspondence from Jay Mazalewski and Jess Horton, various reports submitted to Teton County, and conversations with the Teton County Planning Department. Upon Review of the proposed Scenic Parkway Road Design, I have the following observations:

**Design Parameters:**

Local Road Classification

25 mph design speed

Structural Section = 4 inches of  $\frac{3}{4}$ " crushed wearing coarse on 12 inches of Type

A pit run

**Design Observations:**

Milk Creek road does not have an assigned designation on the Teton County Road Classification Map which means it is either currently classified as a Local Road or Recreational Access Road. **Currently the Scenic Parkway Road is being designed to meet the Local Road standard cross section.**

In a memorandum from Jay Mazalewski to Jess Horton dated June 12, 2014, Mr. Mazalewski provided 2 possible acceptable structural sections. **Design plans are compliant with Option 2 listed in the memorandum; 4 Inches of  $\frac{3}{4}$ " crushed wearing surface on 12 inches of Type A pit run.**

Design speed for a Local Road classification is 25-35 mph. **The Scenic Parkway Road was designed using a 25 mph design speed.**

Design exceptions to the 25 mph design speed are as follows;

There are three locations that would be considered intersections where the change of direction occurs at 90°. Those instances occur at:



Station 86+65  
Station 171+92  
Station 242+69

Additional warning signage and possible stop signs would be necessary at these locations.

There are five locations where design horizontal curves are non-compliant with the 25 mph design speed. Those instances occur at;

Station 158+50, **Radius = 65'**  
Station 286+79, Radius = 200'  
Station 231+10, Radius = 137'  
Station 238+85, Radius = 100'  
Station 241+23, Radius = 100'

Minimum horizontal curve for a 25 mph design speed is 250'. At the time of this report, a turning template had not been run on these non-compliant curves to determine if farm equipment and large recreation vehicles can safely navigate these horizontal curves. I am particularly concerned with the 65' radius navigating a 128° curve. An amendment to this memorandum will be distributed when turn templates have been analyzed with results of each curve. It is anticipated that the road will need widened at these non-compliant curves to accommodate the vehicles anticipated.

All vertical grades are all under 8%. Teton County Standard maximum grade is 10%.

Culvert sizes are not called out on the design plans. Minimum size required must accommodate a 10 year flood event.

#### Recommended Action Items:

The memorandum from Jay Mazalewski to Jess Horton dated June 12, 2014 includes the statement "*Areas of poor subgrade, pumping or wet materials may need additional base or geotextile fabric*". Teton County should conduct periodic site visits to inspect native material and existing conditions to determine where additional base and/or fabric is necessary.

The contractor should submit material test results to ensure the ¾" wearing course meets County standards.

Teton County should conduct random compaction tests on all materials to ensure material is compacted to 95% AASHTO T-99 Proctor Density per County design standards.

Driveway access points are not shown. It is recommended that the applicant identify any access points to ensure all County requirements are met.

Advisory signs will be required for non-compliant curves and intersections. The County should consider requiring a sign plan be submitted by the applicant and also consider having all signage installed by applicant prior to acceptance.

This review was conducted based on Teton County development standards, the Scenic Parkway ROW Permit Application, the Scenic Parkway stormwater flow calculations, the Scenic Parkway road design plans, various correspondence and conversations with the Teton County Planning Department.

Sincerely;

A handwritten signature in black ink, appearing to read 'Darryl Johnson', with a stylized flourish at the end.

Jorgensen Associates  
Darryl Johnson, P.E., P.L.S.



---

**FROM:** Planning Staff, Jason Boal  
**TO:** Board of County Commissioners  
**RE:** Departmental Responsibilities  
**MEETING:** March 23, 2015

---

The department heads recently received a memo from the Teton County Fair Board. I am looking for some direction on how to process this request. My department firmly agrees that we are all on the same team working towards similar goals, but as a small county with limited resources most departments are spread thin as it is. The Fair Board recognizes that many of the requests they have made may take several years, but it may take longer with each departments existing responsibilities and existing resources. The sentence that states “that some projects may require funding from the fair board budget”, is also very concerning. When the Planning and Building Department’s budget was set it did not include any projects for the fairgrounds, and it could be assumed that other departments did not budget for their projects either.

There has also been talk of assigning other projects, such as the implementation of the Recreation and Public Access Plan, to a department that has completely different responsibilities from those identified in the plan. A department’s responsibilities, the job descriptions and skill sets of staff in that department and the departments own priorities should be considered prior to assigning additional responsibilities. It should also be noted that assigning new tasks will take away time from the current services we provide.

Finally, there is concern about conflicting or competing responsibilities. If departments are given responsibilities out of their original purview it can lead to severe overlap, conflict and inefficiencies between departments. Staff members were hired due to their abilities to accomplish specific tasks and specifically assigned responsibilities. A conversation of the organization of the county, where the responsibilities of existing services and responsibilities are, and where future services and responsibilities belong would be a good starting point. It is in the best interest of the County and the public to have a clear understanding of who is doing what, and who is responsible for what services now and in the future.

My department is willing to wear many hats (as we already do), but we need to make sure we are on the same page with what hats belong in my department and what hats belong in other departments.

## CHAPTER 5

### Teton County Recreation & Public Access Master Plan

Adopted Resolution 2014-0609

## PLAN AND IMPLEMENTATION

### 5.1 INTRODUCTION

The following implementation plan for future recreation facilities, programs, and administration is based on the existing inventory analysis and needs assessment and was created to help guide the future development of recreation amenities in Teton Valley. The basic goals of the plan address the major recreation issues that Teton Valley faces and include the following:

#### PLAN GOALS

1. Coordinate existing recreation service providers in Teton Valley to maximize available resources.
2. Improve the utilization and maintenance of existing parks and recreation amenities.
3. Continue to improve public access to National Forest land, BLM land, rivers, and streams.
4. Work to establish a Teton County Recreation District to fund, coordinate, and manage existing and future recreation facilities, programs, and services.
5. Develop a long-range funding plan for recreation facilities and programs.
6. Promote the development of equity partnerships with recreation organizations for the delivery of parks and recreation programs and facilities.
7. Grow the opportunities for year round indoor and outdoor recreation participation.

### 5.2 PRIORITIES AND TIMING

The plan for implementation is divided into action items that address administration, facilities, and programs and are further divided into short term (0-5 years), mid-term (5-10 years), and long term (10+ years) tasks, as shown in the following frameworks.

Table 5-1. Recreation and Public Access Plan Framework - Administration

<b>ADMINISTRATION</b>		
<b>SHORT TERM (0-5 YEARS)</b>	<b>MID-TERM (5-10 YEARS)</b>	<b>LONG TERM (10+ YEARS)</b>
A lead coordinating entity for recreation (e.g. Recreation District or Recreation Department) should be established. All jurisdictions and recreation providers in Teton Valley should cooperate in establishment of this lead entity. The lead entity should be responsible for updating and implementing this recreation master plan.	Establish a basic fee policy for recreation programs and facilities that ensures that the costs for these activities and amenities can be supported primarily by the revenues generated from this source.	Develop a grant program for small seed grants for recreation programs and services.
Once established, the lead coordinating entity should hire an executive director and develop comprehensive intergovernmental agreements with the county, cities, and other agencies, as appropriate, to manage and develop recreation facilities and services.	Develop a comprehensive sponsorship and fundraising plan.	Establish a transportation plan for recreation programs and facilities that focuses on youth and senior needs.
Establish a universal website for recreation facilities and activities.	Establish a marketing plan for recreation activities and facilities in the valley.	
Complete an economic impact study for events and activities that draw visitors to the valley.	Update the Recreation and Public Access Master Plan, if necessary.	

Table 5-2. Recreation and Public Access Plan Framework - Facilities

<b>FACILITIES</b>		
<b>SHORT TERM (0-5 YEARS)</b>	<b>MID-TERM (5-10 YEARS)</b>	<b>LONG TERM (10+ YEARS)</b>
Improve conditions of existing facilities through proper maintenance and making repairs to equipment.	Complete improvements to existing facilities that can be completed within the recreation district budget.	Construct long-term capital improvements with funds raised during mid-term timeline.
Develop a maintenance plan and capital replacement schedule for major parks and recreation amenities in conjunction with all facility providers.	Construct capital improvements, such as access improvements, ice arena expansion, recreation center, or ball fields, with funds raised during short-term timeline.	
Complete feasibility study(ies) for mid-term capital improvements and pursue capital and operations funding for projects. This could include an indoor recreation center and/or ball field complex.	Complete feasibility study(ies) for long-term capital improvements. This could include the expansion of the fairgrounds or others not completed during the short-term timeline.	
Develop a playground development and replacement plan for the valley that strives to increase the LOS.	Based on results of feasibility studies, pursue capital and operations funding for long-term capital improvements.	
Identify and prioritize smaller capital improvement projects, such as those for existing facilities like the ice arena expansion and public access improvements.		

Table 5-3. Recreation and Public Access Plan Framework - Programs

<b>PROGRAMS</b>		
<b>SHORT TERM (0-5 YEARS)</b>	<b>MID-TERM (5-10 YEARS)</b>	<b>LONG TERM (10+ YEARS)</b>
Coordinate all existing programs and activities by working with existing non-profit organizations that provide these programs.	Expand and develop the opportunities for self-directed activities, education and nature based programs, fitness and wellness activities, and emerging sports.	Add additional programs and activities focused on adults, seniors, teens, and special needs populations.
Transition appropriate programs from non-profits to the recreation district. A non-profit foundation associated with the rec district may be needed to continue to provide funding. Volunteer coaches will still likely be needed to help with programs.	Expand and develop programs for youth and families.	Develop a series of tournaments, events, and activities that will draw visitors to the area.
Track program trends on a regional and national basis. Utilize this information to develop a long range recreation program plan.	Develop and/or expand programs associated with mid-term capital improvements.	Develop and/or expand programs associated with long-term capital improvements.

## Recreation Department

A Teton County Recreation Department could serve the purpose of coordinating recreation programs and maintaining facilities. However, funding of a recreation department would need to come from existing tax revenues, which are already strapped. Idaho residents pay 39% less property tax than the national average and 32% less than residents of other western states (Idaho State Tax Commission, 2013). Idaho's property tax rate is ranked 41st out of 51 states in the U.S. Not only does Idaho have low tax rates when compared to other states, but Teton County's property tax rate is ranked 40th out of 44 counties in Idaho. As a result, Teton County and its cities generally have less revenue per person available to provide public services compared to other counties in Idaho and the rest of the nation. For comparison, some cities in Idaho with similar populations to Teton County that have recreation departments are listed in Table 4-3.

Table 4-3. Sample Recreation Departments in Idaho

<b>Recreation Department</b>	<b>Description &amp; Notes</b>	<b>Approximate yearly budget</b>
McCall Parks and Recreation	City of McCall (pop. 2,991). Maintains 68 acres of parks, 14 acres of non-parks, 7 miles of pathways.	\$795,000 (\$727,000 from taxes and inter-fund transfers)
Mountain Home Parks and Recreation	City of Mountain Home (pop. 15,000). Also lies within a county recreation district.	\$1.4 mil (\$750,00 from general fund)
Rathdrum Parks and Recreation	City of Rathdrum (pop. 7,024)	Info not available
Sandpoint Parks and Recreation Department	City of Sandpoint (pop. 7,403)	\$975,000 (\$667,000 from general fund)
Ketchum Parks and Recreation	City of Ketchum (pop. 2,680)	\$1.1 mil (\$810,000 from general fund)
Hayden Community Services Department – Recreation Division	City of Hayden (pop. 13,549)	\$645,000

## Local Option Sales Tax

Another possible funding source for recreation programs and facilities is a non-property local option tax as allowed by Idaho Code (Sections 50-1044 to 50-1049). The local option tax, also known as a resort tax or a sales tax, can be applied to lodging, alcohol sold in restaurants and bars, and/or general sales and can only be levied by cities. Currently, both Driggs and Victor have existing local option taxes in the amount of 0.5%. An ordinance establishing a new local option tax for the purpose of funding recreation would need to be approved by at least 60% of the voters and would need to specify the rate and duration of the tax.

Estimated revenue from a resort tax was generated based on sales data for Teton County because sales data is not available from the Idaho Tax Commission for the individual cities. If

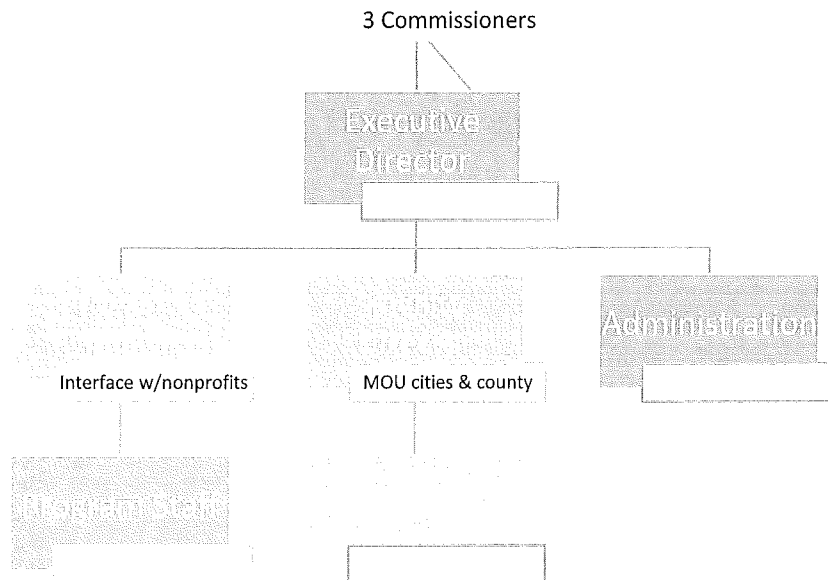


There are several other counties in Idaho that have established recreation districts. Each district is unique with respect to programs, facilities, and funding. For example, on one end of the spectrum is the Blaine County Recreation District with a \$3.6 million yearly budget that is used to manage year round trails and sports facilities with a staff of nineteen. On the opposite end is the Troy Recreation District that has no employees and a budget of \$40,000 per year, which is used to provide recreation focused grants to a variety of organizations. A Teton County Recreation District will need to be tailored to meet the unique needs of the community. For comparison, however, Table 4-2 provides information for some of the other recreation districts in Idaho. Other areas in Idaho with recreation districts not included in the table include the cities of Potlatch (pop. 812), Deary (pop. 506), Juliaetta and Kendrick (J-K Recreation District, pop. 885), and Genesee (pop. 905), all located in Latah County, Idaho, and the Eastern Elmore County Recreation District that serves the Glenns Ferry area (pop. 1,264).

Table 4-2. Example of Some Existing Recreation Districts in Idaho

<b>Recreation District</b>	<b>Description &amp; Notes</b>	<b>Tax or Fee</b>	<b>Approximate yearly budget</b>
Jerome Recreation District	Population 11,027. Manages a 32,000 sq. ft. rec facility and outdoor pool. Created in 1976.	0.054% tax	\$885,000 (\$450,000 from taxes)
Blaine County Recreation District	Serves Sun Valley, Hailey, Ketchum, Bellevue area with population of 21,146. Is a government district and also a nonprofit. Created in 1976.	0.014% tax	\$2.5 mil (\$1.1 mil from taxes)
Gem County Recreation District	Serves the City of Emmett, north of Boise. Gem County population 16,673. Manages an outdoor pool. Created in 1992.	\$46 per household	\$472,000
Western Elmore County Recreation District	Serves the Mountain Home area (pop. 15,000). Created in 2000. Also has an associated 501(c) 3 foundation.	0.06% tax	\$400,000
Oregon Trail Recreation District	Located in Cassia County and serves the Burley area (pop. 10,345). Created in 2006.	\$36 per household	\$160,000
Southern Valley County Recreation District	Serves the Cascade area (pop. 902) south of McCall in Valley County.	Not available	\$230,000
Troy Recreation District	Serves City of Troy (pop. 862) located south of Coeur d'Alene. Created in 2006. Only provides recreation improvement grants (up to \$7,500).	0.049% tax	\$40,000

Figure 4-1. Example Recreation District Organizational Structure



While the establishment of a Teton Valley Recreation District should be a top priority, it also must be realized that the level of funding that is possible from a district is limited and will not be able to fund all recreation services and facilities in the future. The following outlines the estimated income that can be generated from a property tax or household fee based on 2013 statistics:

- Teton County's 2013 net taxable value is \$1,308,185,937.
- The maximum levy rate allowed for a recreation district is 0.06%, unless a higher rate is specified on the ballot. This represents a tax of \$60 per \$100,000 of assessed value; a homeowner of a house with \$250,000 assessed value would pay \$150 per year.
- At a 0.06% tax rate, a recreation district tax would generate approximately \$785,000 per year. A 0.03% tax rate would generate approximately \$392,500 per year.
- As an alternative, a fee in lieu of taxes could be used. This would be a uniform fee from the residents of the district and would be \$180 per household to generate the same \$785,000 per year (based on 4,357 households according to the Teton County Assessor's Office). A \$90 per household fee would generate approximately \$392,500, which is equivalent to the 0.03% property tax levy.

This annual \$785,000 tax source would need to cover costs for managing the district, which includes staff and operations costs, as well as pay for facility maintenance and development. In reality, this amount of funding will not be able to accommodate all of the recreational needs in the valley. Thus, other funding mechanisms, such as user fees and private donations, will need to be utilized to supplement recreation district tax dollars.

TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2401. DECLARATION OF POLICY. It is the purpose of this chapter to define noxious weeds; legal requirements, duties, and responsibilities of persons; and to provide the statutory and financial means for the control of noxious weeds, wherever such noxious weeds occur in this state.

**History:**

[(22-2401) 1981, ch. 309, sec. 2, p. 635; am. 1987, ch. 331, sec. 1, p. 691; am. and redesignated 1989, ch. 298, sec. 1, p. 731; am. and redesisg. 1993, ch. 247, sec. 1, p. 860.]

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TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2402. DEFINITIONS. As used in this chapter:

(1) "Agency" means:

(a) In the case of the federal government, any authority which exercises administrative control over defined areas of federal lands within the state of Idaho;

(b) In the case of the state of Idaho, any department, board, commission, or institution;

(c) In the case of local government, cities, counties and any legal subdivisions thereof, drainage districts, irrigation districts, canal companies, highway districts, or any special taxing district.

(2) "Applicable fund or account" means:

(a) In the case of the state of Idaho, the noxious weed account, which is hereby created and established in the dedicated fund and which shall be used exclusively for the purposes prescribed by this chapter;

(b) In each county, the noxious weed fund, which is hereby created and established and shall be maintained in each county and which shall be used exclusively for the purposes prescribed by this chapter.

(3) "Aquatic plant" means any plant growing in, or closely associated with, the aquatic environment and includes, but is not limited to, riparian plants.

(4) "Containment" means halting the spread of a weed infestation beyond specified boundaries.

(5) "Control" means any or all of the following: prevention, rehabilitation, eradication or modified treatments.

(6) "Control authority" means:

(a) On the state level, the director of the department of agriculture;

(b) On the county level, the board of county commissioners.

(7) "Cooperative weed management area (CWMA)" means a distinguishable hydrologic, vegetative or geographic zone based upon geography, weed infestations, climate or human-use patterns. Cooperative weed management areas may be composed of a portion of a county, a county, portions of several counties, or portions of one (1) or more states.

(8) "Department" means the Idaho department of agriculture.

(9) "Director" means the director of the department of agriculture or the director's designated agent.

(10) "Eradication" means the elimination of a noxious weed based on absence as determined by a visual inspection by the control authority during the current growing season.

(11) "Integrated weed management plan (IWMP)" means a plan developed to manage, control or eradicate a noxious weed(s) from a cooperative weed management area or other weed management area. Integrated weed management strategies may include, but are not limited to, prevention, cultural, mechanical, chemical and biological methods.

(12) "Land" means all soil or water or other growing medium.

(13) "Landowner" means:

(a) The person who holds legal title to the land, except that portion for which another person has the right to exclude others from possession of the parcel; or

(b) A person with an interest in a parcel of land such that the person has the right to exclude others from possession of the parcel.

(14) "Modified treatment" means treatment specified in an integrated weed management plan.

(15) "Noxious weed" means any plant having the potential to cause injury to public health, crops, livestock, land or other property; and which is designated as noxious by the director.

(16) "Person" means any individual, partnership, firm, agency, corporation, company, society or association.

(17) "Prevention" means:

(a) Any action that reduces the potential for the introduction or establishment of a plant species in areas not currently infested with that species; or

(b) Any action that deters the spread of noxious weeds.

(18) "Quarantine" means the regulation of the production, movement, or existence of plants, plant products, animals, animal products, or any other article or material, or the normal activity of persons, to prevent or limit introduction or spread of noxious weeds.

(19) "Rehabilitation" means the process of reconditioning formerly weed infested land to a productive or desirable condition.

(20) "Riparian" means the green, vegetated areas along the edge of water bodies like rivers, creeks, canals, lakes, springs, sloughs, potholes and wetlands. They are the transition zone between upland and aquatic ecosystems. Underlying saturated soil is a key feature in riparian areas.

(21) "State noxious weed advisory committee" means an advisory committee appointed by the director to advise and to assist in development, modification and direction of a statewide noxious weed management strategy.

(22) "Waters" means all the accumulations of water, surface and underground, natural and artificial, public and private, or parts thereof which are wholly or partially within, which flow through, or which border upon the state.

(23) "Weed control advisory committee" means a committee established by weed control agencies or authorities, at the county level, or a steering committee of a cooperative weed management area, to develop and to recommend implementation of integrated weed management plans and strategies.

#### **History:**

[(22-2402) 1970, ch. 149, sec. 3, p. 448; am. 1981, ch. 309, sec. 4, p. 636; am. 1987, ch. 331, sec. 3, p. 692; am. and redesignated 1989, ch. 298, sec. 3, p. 732; am. and redesign. 1993, ch. 247, sec. 2, p. 860; am. 1999, ch. 75, sec. 1, p. 213; am. 2006, ch. 225, sec. 1, p. 669.]

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TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2403. ENFORCEMENT OF CHAPTER VESTED IN DIRECTOR -- STATE DUTIES. (1) The duty of enforcing this chapter and carrying out its provisions is vested in the director.

(2) The director shall:

(a) Determine what weeds are noxious for the purposes of this chapter; and

(b) Compile and keep current a list of such noxious weeds or group of noxious weeds, which list shall be published and incorporated in the rules of the director; and

(c) Make and publish such rules as in the director's judgment are necessary to carry out the provisions of this chapter; and

(d) Employ a statewide weed coordinator to carry out the director's duties and responsibilities; and

(e) Publish a list of items capable of disseminating noxious weeds, and designate treatment of such articles as in the director's opinion would prevent such dissemination; and

(f) Consult and coordinate with other weed management agencies and authorities in the designation and development of cooperative weed management areas and development and implementation of integrated weed management plans; and

(g) Assist all landowners, managers and lessees in the state of Idaho, including, but not limited to, all state natural resource management agencies, state water resource management entities, as well as public and private land management firms and private landowners, in coping with the growth of noxious weeds, including noxious aquatic weeds.

**History:**

[(22-2403) 1970, ch. 149, sec. 4, p. 448; am. 1974, ch. 18, sec. 63, p. 364; am. 1976, ch. 51, sec. 5, p. 171; am. 1981, ch. 309, sec. 5, p. 637; am. 1985, ch. 66, sec. 1, p. 137; am. 1987, ch. 331, sec. 4, p. 693; am. and redesignated 1989, ch. 298, sec. 4, p. 734; am. and redesignig. 1993, ch. 247, sec. 3, p. 861; am. 1999, ch. 75, sec. 2, p. 214; am. 2006, ch. 225, sec. 2, p. 671.]

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CHAPTER 24  
NOXIOUS WEEDS

22-2404. STATE POWERS. (1) The director is authorized to:

- (a) Investigate the subject of noxious weeds; and
- (b) Require information, annual work plans and reports from each county and from each state agency as to the presence of noxious weeds and other information relative to noxious weeds and the control thereof; and
- (c) To cooperate with agencies and persons in carrying out the director's duties under this chapter, and to conduct matters outside this state in the interest of state noxious weed control; and
- (d) Advise and confer as to the extent of noxious weed infestations and the methods of control; and
- (e) Assist counties in the training of county weed superintendents; and
- (f) Call and attend meetings and conferences dealing with the subject of noxious weeds; and
- (g) Disseminate information and conduct educational campaigns independently or in cooperation with others; and
- (h) Appoint a state noxious weed advisory committee, as provided by section 22-103, Idaho Code, to aid in the development and implementation of a statewide noxious weed management strategy, aid in evaluation of cost share projects and research proposals, and advise the director on matters pertaining to the state noxious weed program; and
- (i) Procure materials and equipment; and
- (j) Inspect and certify Idaho crops and imports and exports to verify freedom from noxious weeds, and authorize others to conduct such inspections and certification; and
- (k) Enter on any public or private land at reasonable times for the purpose of carrying out the provisions of this chapter; and
- (l) Apply to any court of competent jurisdiction for a search warrant authorizing access to any land where access was denied and sought for the purposes set forth in this chapter. The court may, upon such application, issue the search warrant for the purposes requested; and
- (m) Perform such other acts as may be necessary or appropriate to the administration of the provisions of this chapter; and
- (n) Cooperate with the federal government or any established agency thereof in any program of noxious weed control which shall be deemed advisable for the welfare of the people of the state of Idaho, accept any advisable program and make any necessary rules which are not in contradiction to the purposes of this chapter; and
- (o) Accept any gift, grant, contract or other funds, or grants-in-aid from the federal government or other entities for noxious weed control purposes and account for such moneys as prescribed by the state controller, and all such funds are hereby appropriated to the purpose for which they are received; and
- (p) Initiate agreements with federal agencies in accordance with applicable federal laws; and
- (q) Control noxious weeds on federal land within the state, with or without reimbursement, and with the consent of the federal agency involved; and

(r) Take any appropriate action necessary to control or quarantine noxious weed infestations whenever an actual or potential emergency situation exists concerning noxious weed infestations anywhere in the state; and

(s) Initiate cooperative agreements with other agencies and states for the establishment and support of cooperative weed management areas; and

(t) Aid other weed control agencies or authorities in developing and implementing integrated weed management plans for control of noxious weeds; and

(u) Temporarily designate a weed as noxious for up to fifteen (15) months, after publication in a newspaper of general circulation serving the area of infestation; and

(v) Authorize the issuance of deficiency warrants for the purposes of defraying excess costs for the control of noxious weeds for emergency situations, in the event the actual cost for the control of noxious weeds in any one (1) year exceeds the appropriations made for that purpose. When so authorized the state controller shall draw deficiency warrants against the general account.

(2) If at any time the director determines that the county commissioners have failed to cooperate or carry out their duties and responsibilities as a control authority, the director shall notify them of the deficiency, and suggest corrective action. If the situation is not satisfactorily corrected within seven (7) days after the time outlined in the director's corrective action plan, the director shall initiate appropriate action and charge to the county all expenses including the hiring of necessary labor and equipment. Quarantine of specific crops or potential noxious weed propagating activities may be a part of the control program.

**History:**

[22-2404, added 1993, ch. 247, sec. 4, p. 863; am. 1994, ch. 180, sec. 18, p. 433; am. 1999, ch. 75, sec. 3, p. 215; am. 2006, ch. 225, sec. 3, p. 672.]

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CHAPTER 24  
NOXIOUS WEEDS

22-2405. COUNTY DUTIES. (1) The county control authority shall:

- (a) Carry out the duties and responsibilities vested in the county under this chapter and rules prescribed by the director; and
- (b) Establish and maintain a coordinated program for control of noxious weeds in the county; employ a county weed superintendent, who may be a superintendent for more than one (1) county and who shall be qualified to detect and treat noxious weeds; and
- (c) Designate one (1) of its members as the liaison between the county weed superintendent and the county commissioners; and
- (d) Provide operational and educational funds for the county weed superintendent; and
- (e) Be authorized to initiate cooperative agreements with other agencies or counties for the designation of or participation in cooperative weed management areas for control of noxious weeds.

(2) A general notice for control of noxious weeds shall be published between March 1 and April 30, in a newspaper of general circulation within the county. The notice shall contain the list of noxious weeds and identify those known to be in the county, and shall stipulate the obligation to control. Failure to publish the notice for control or serve individual notices herein provided does not relieve any person from full compliance with this chapter thereunder. In all cases said published notice shall be deemed legal and sufficient notice.

(3) Whenever any county finds it necessary to secure more prompt or definite control of noxious weeds than is accomplished by the general notice, it shall cause individual notices on a form prescribed by the director to be served upon the landowner and where possible on the operator of the land giving specific instructions when and how certain named noxious weeds are to be controlled. The individual notice shall also contain information concerning the right to appeal pursuant to section 22-2408, Idaho Code. Individual notices shall be applicable only to the current growing season.

(4) Whenever the landowner of any nonfederal land or nonfederally administered land on which noxious weeds are present has neglected or failed to initiate control as required pursuant to this chapter within five (5) working days from receipt of an individual notice given pursuant to this section, the county having jurisdiction shall have proper control methods used on such land, including necessary destruction of crops, and shall advise the landowner of the cost incurred in connection with such operation. The cost of any such control shall be at the expense of the landowner. If the costs have not been paid to the control authority within sixty (60) days, the control authority may direct that suit be brought in a court of competent jurisdiction for the unpaid charges. On private lands, if unpaid for sixty (60) days or longer the amount of such expense shall become a lien upon the property; and thereafter the lien shall be subject to collection by the county by sale of the property in the same manner as for delinquent taxes. Nothing contained in this section shall be construed to require satisfaction of the imposed obligation by the sale of property or to bar the application of any other available remedy.

(5) Amounts collected under the provisions of this section shall be deposited to the noxious weed fund of the county and shall be accounted

for as prescribed by the county auditor. Disbursements from the noxious weed fund shall be made only for noxious weed control purposes.

(6) The county weed superintendent shall:

(a) Examine all land within the county for the purpose of determining whether the provisions of this chapter and rules of the director have been complied with; and

(b) Compile data and submit reports as the director or county may require; and

(c) Implement enforcement action as outlined in this chapter; and

(d) Consult, advise and provide direction on matters pertaining to the most effective and most practical methods of noxious weed control; and

(e) Investigate or aid in the investigation and prosecution of any violation of the provisions of this chapter; and

(f) Make recommendations regarding establishment of cooperative weed management areas; and

(g) Participate on weed control advisory committees to develop and implement noxious weed control strategies for cooperative weed management areas, at the discretion of the county weed control authority.

**History:**

[(22-2405) 1981, ch. 309, sec. 6, p. 639; am. 1987, ch. 331, sec. 5, p. 694; am. and redesignated 1989, ch. 298, sec. 5, p. 735; am. and redesignig. 1993, ch. 247, sec. 6, p. 864; am. 1999, ch. 75, sec. 4, p. 216; am. 2006, ch. 225, sec. 4, p. 673.]

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CHAPTER 24  
NOXIOUS WEEDS

22-2406. COUNTY POWERS. (1) The county control authority is authorized to:

- (a) Have noxious weeds controlled without cost to the landowner, notwithstanding any other provision of this chapter relating to payment of cost; and
- (b) Quarantine any tract of land under its jurisdiction when it appears there is an infestation of noxious weeds beyond the ability of the landowner to control and put into immediate operation the required means for the control or containment of such noxious weeds including necessary destruction of crops; and
- (c) Serve individual notice on the landowner and where possible on the operator of the land prior to the entry upon such land declaring a quarantine and specifying the date of the proposed entry and the proposed cost to the violator, and advise the same person of the completion of the control operation and the required reimbursement thereof. If the landowner is not known or readily available, notice shall be deemed satisfied after eight (8) days from postmark of registered mail to the address as shown on the assessment roll of the county; and
- (d) Stop movement of noxious weed infested items. Such items shall not be moved from designated premises except in accordance with the written permission of the county control authority; and
- (e) Purchase or provide for equipment and materials for the control of noxious weeds, independently or in combination with other control authorities, and use such equipment or materials upon any lands within the state; and
- (f) Levy annually upon all taxable property of said county a tax for the control of noxious weeds to be collected and apportioned to the county noxious weed fund, which levy shall not exceed six hundredths percent (.06%) of the market value for assessment purposes of said property in said county; and
- (g) Utilize any other methods or local options that may be available for the purpose of funding a coordinated noxious weed control program on the county level; and
- (h) Use the noxious weed fund, which may be a revolving fund, only for noxious weed purposes. In addition to any appropriated funds designated for the control of noxious weeds, the county control authority shall have the power to receive and disburse funds from any source as a continuing appropriation at any time for the purpose of controlling noxious weeds; and
- (i) Propose and accept plans for noxious weed control which may be extended over a period of years by agreement with the landowner. The agreement shall be a contract and the control authority shall have the power and duty to enforce the terms of any such agreement; and
- (j) Propose, accept and implement integrated weed management plans developed by weed control advisory committees for control of noxious weeds in cooperative weed management areas; and
- (k) Designate weeds, in addition to the state noxious weed list, as noxious within their county, but such additional species are not subject to provisions of the state noxious weed laws.

(2) The county weed superintendent is authorized to:

(a) Enter upon all lands within the county where there are noxious weeds to ascertain conditions, if a reasonable attempt has been made to contact the landowner and where possible the operator of the land prior to entry and there is probable cause for entry; and

(b) Stipulate items as requiring treatment to prevent dissemination of noxious weeds, in accordance with the applicable regulations.

**History:**

[(22-2406), added 1970, ch. 149, sec. 14, p. 448; am. 1981, ch. 309, sec. 14, p. 647; am. 1987, ch. 331, sec. 13, p. 702; am. 1988, ch. 320, sec. 1, p. 979; 22-2453 redesignated 22-2482, 1989, ch. 298, sec. 13, p. 744; am. and redesign. 1993, ch. 247, sec. 8, p. 866; am. 1996, ch. 208, sec. 3, p. 660; am. 1996, ch. 322, sec. 3, p. 1031; am. 1999, ch. 75, sec. 5, p. 218.]

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TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2407. LANDOWNER AND CITIZEN DUTIES. (1) It shall be the duty and responsibility of all landowners to control noxious weeds on their land and property, in accordance with this chapter and with rules promulgated by the director.

(2) The cost of controlling noxious weeds shall be the obligation of the landowner.

(3) Noxious weed control must be for prevention, eradication, rehabilitation, control or containment efforts. However, areas may be modified from the eradication requirement if the landowner is a participant in a county-approved weed management plan or county-approved cooperative weed management area.

(4) The landowner shall reimburse the county control authority for work done because of failure to comply with a five (5) day notice, as outlined in section 22-2405, Idaho Code.

(5) If an article is infested with noxious weeds, it shall not be moved from designated premises until it is treated in accordance with the applicable rules, or in accordance with the written permission of a control authority.

**History:**

[(22-2407) 1970, ch. 149, sec. 2, p. 448; am. 1974, ch. 18, sec. 62, p. 364; am. 1981, ch. 309, sec. 3, p. 635; am. 1987, ch. 331, sec. 2, p. 691; am. and redesignated 1989, ch. 298, sec. 2, p. 731; am. and redesignig. 1993, ch. 247, sec. 10, p. 867; am. 2006, ch. 225, sec. 5, p. 675.]

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TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2408. LANDOWNER AND CITIZEN POWERS. (1) If any person shall be dissatisfied with the amount of any charge made against it by a county control authority for control work or for the purchase of materials or use of equipment, he may, within thirty (30) days after being advised of the amount of the charge, file a protest with the director.

(2) If any person shall be dissatisfied with the control measures used or the manner in which control is conducted upon his property, he may, within thirty (30) days file a protest with the director.

(3) Any person served with an individual notice may, within two (2) days of receipt of the notice, appeal to the board of county commissioners. A hearing shall be set by the board of county commissioners within five (5) days after receipt of notice of the appeal. Notice of the hearing shall be sent by the board of county commissioners to the appellant.

(4) Other than the procedures specifically set out in this chapter, procedures for hearings thereon and appeals pertaining to this chapter shall be as provided in chapter 52, title 67, Idaho Code.

**History:**

[(22-2408) 1970, ch. 149, sec. 13, p. 448; am. 1974, ch. 18, sec. 67, p. 364; am. 1981, ch. 309, sec. 13, p. 647; am. 1987, ch. 331, sec. 12, p. 702; am. and redesignated 1989, ch. 298, sec. 12, p. 743; am. and redesign. 1993, ch. 247, sec. 11, p. 868.]

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TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2409. PENALTIES FOR VIOLATIONS. (1) Any person who violates any provision of this chapter, or any rules promulgated hereunder for carrying out the provisions of this chapter, or who fails or refuses to comply with any requirements herein specified, or who interferes with the control authority as defined in section 22-2402, Idaho Code, its agents or employees, in the execution, or on account of the execution of their duties under this chapter or rules promulgated hereunder, shall be guilty of a misdemeanor and upon conviction thereof, shall be fined not more than three thousand dollars (\$3,000) or be imprisoned in a county jail for not more than twelve (12) months or be subject to both such fine and imprisonment.

(2) Any person who violates or fails to comply with any provision of this chapter or any rules promulgated hereunder may be assessed a civil penalty by the control authority of not more than ten thousand dollars (\$10,000) for each offense and shall be liable for reasonable attorney's fees.

(a) Assessment of a civil penalty may be made in conjunction with any other administrative action.

(b) No civil penalty may be assessed unless the person charged was given notice and opportunity for a hearing pursuant to the Idaho administrative procedure act.

(c) If the control authority is unable to collect such penalty or if any person fails to pay all or a set portion of the civil penalty as determined by the control authority, it may recover such amount by action in the appropriate district court.

(d) Any person against whom the control authority has assessed a civil penalty under the provisions of this section may, within thirty (30) days of the final action by the control authority making the assessment, appeal the assessment to the district court of the county in which the violation is alleged by the control authority to have occurred.

(e) All civil penalties collected pursuant to this section shall be remitted to the applicable fund or account as defined in section 22-2402, Idaho Code.

(3) Nothing in this chapter shall be construed as requiring the control authority to report minor violations for prosecution when the control authority believes that the public interest will be best served by suitable warnings or other administrative action.

(4) The control authority may bring an action to enforce the provisions of this chapter, and the penalty provided for under this section.

**History:**

[ (22-2409) 1970, ch. 149, sec. 23, p. 448; am. 1974, ch. 18, sec. 68, p. 364; am. 1987, ch. 331, sec. 19, p. 704; am. and redesignated 1989, ch. 298, sec. 19, p. 746; am. and redesignig. 1993, ch. 247, sec. 12, p. 868; am. 2006, ch. 225, sec. 6, p. 675.]

TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2410. WEED CONTROL ADVISORY COMMITTEES. (1) Control agencies or authorities may appoint persons to a weed control advisory committee, who shall be persons knowledgeable of noxious weeds and the damage done by such weeds. The members of the advisory committee shall be residents of or landowners in one (1) of the counties included in the cooperative weed management area, and shall be appointed for renewable terms of two (2) years.

(2) It shall be the function of each weed control advisory committee to:

- (a) Assist in planning and carrying out noxious weed control programs within or across county, state or federal boundaries as may be provided by cooperative agreement among the participating parties for control of noxious weeds in cooperative weed management areas; and
- (b) Act as liaison to other weed control advisory committees; and
- (c) Provide a forum for public input on matters relating to the control of noxious weeds.

(3) Members of the advisory committee may be reimbursed for actual and necessary expenses when on committee business. Expense payments may be made from the noxious weed fund.

(4) Advisory committees have no executive powers and act in an advisory capacity only.

**History:**

[(22-2410) 1981, ch. 309, sec. 16, p. 649; am. 1987, ch. 331, sec. 15, p. 703; am. and redesignated 1989, ch. 298, sec. 15, p. 744; am. and redesignig. 1993, ch. 247, sec. 13, p. 869; am. 1999, ch. 75, sec. 6, p. 219.]

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TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2411. DELEGATION OF AUTHORITY. The director of the department of agriculture may delegate in writing its authority, or any part thereof, under this chapter to any instrumentality or entity as an agent and servant of the state whose principal purpose is to establish and maintain a uniform and reasonable system of inspection and certification of crops, plants, plant parts or products thereof. Any agent designated hereunder shall be a servant of the state of Idaho and shall be acting in an official capacity for the state of Idaho and under the supervision of the director consistent with this chapter. The delegated instrumentality or entity as agent and servant of the state shall be an entity of the state of Idaho as provided in the tort claims act, chapter 9, title 6, Idaho Code. The control of noxious aquatic plants in the waters of state responsibility may be carried out under the general supervision of the department, county, local government, special district authority, or other public body.

**History:**

[22-2411, added 1999, ch. 117, sec. 1, p. 351; am. 2006, ch. 225, sec. 7, p. 676.]

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TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2412. FEES CHARGED BY CERTIFYING AGENCY. Fees may be charged by the certifying agency, under schedules set forth in rules of the department for certification of crops, plants, plant parts or products thereof under this chapter, but these fees shall have a reasonable relation to the cost, and may be used only for expenses in connection with inspection and certification and improvement of inspection and certification services.

**History:**

[22-2412, added 1999, ch. 117, sec. 1, p. 352.]

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TITLE 22  
AGRICULTURE AND HORTICULTURE

CHAPTER 24  
NOXIOUS WEEDS

22-2413. LIABILITY OF DEPARTMENT LIMITED. The department shall not be financially responsible for debts incurred, damages inflicted, or contracts broken by the certifying agent in conducting certification work. The certifying agent shall be entitled to all the protections as provided in the tort claims act, chapter 9, title 6, Idaho Code.

**History:**

[22-2413, added 1999, ch. 117, sec. 1, p. 352.]

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BoCC 04-28-2014

Weed Supervisor Ben Eborn said he received just one bid for summer weed spraying. Owen Moulton of Mountain Lawn and Tree will perform custom spraying for \$45 per hour and roadside spraying for \$27 per mile. Mr. Eborn said Mr. Moulton's price has remained the same for several years.

**MOTION.** Commissioner Kunz made a motion to accept the bid submitted by Mountain Lawn and Tree, LLC. Motion seconded by Chairman Park and carried unanimously. (Attachment #4)

Mr. Eborn said seasonal weed inspector Mike Brown will return this summer. The word seems to be getting out that the county is serious about weed control. More landowners are spraying their weeds and /or paying the amount billed by the county if the county has to spray their weeds. Mr. Eborn is working with the US Forest Service to spray leafy spurge in the Robinson Ranch area south of Bitch Creek.

Mountain Lawn has had contract since 2005

Ida-Chem had it for 2003 & 2004

Vern Woolstenhulme, Weed Supervisor Who Sprayed 1987 - 2002



## BID REQUIREMENTS

### Teton County, Idaho 2014 Weed Control

1. Submit a per mile cost for roadside spraying. This cost does not include herbicide cost as it will be supplied by the County.
2. Submit a per hour cost for spraying areas such as gravel pits, landfill, transfer station, fairgrounds and enforcement spraying on private property.
3. Must have the proper licensing and insurance.
4. Must know and follow herbicide label instructions.
5. Must keep proper application records as required by the State.

## Mountain Lawn and Tree, LLC

PO Box 149

Driggs, Idaho 83422

Phone (208) 351-6034

April 11, 2014

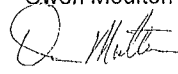
Roadside and custom spraying bid for Teton County, Idaho.

This bid is for one application of chemical provided by Teton County on the designated roadways. Spraying the landfill, fairgrounds, and county owned gravel pits to be done on an hourly basis with chemical provided by Teton County.

Custom Spraying per Hour.....\$45.00  
Roadside Spraying per Mile.....\$27.00

Mountain Lawn and Tree, LLC

Owen Moulton

 4/11/2014

# Weed & Tree Contact Information

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## Weed Control Small Acreages

**A & L Trees & Landscaping**  
208-313-7647

**Bluebird Lawn & Landscape**  
Chris Koenig  
208-201-4275

**Frontier Landscape Maintenance**  
Mike Bessette  
307-413-1851

**FTS Weed Control**  
Dan Fiedler  
208-569-1484

**Hole Weed Control**  
Mark Daluge  
307-699-2111

**Intermountain Aquatics**  
Phil Davis  
208-354-3690

**Meredith Wilson**  
208-317-4337

**Mountain Lawn & Tree**  
Owen Moulton  
208-354-2318  
208-351-6034

**Northwest Weed & Pest**  
Chris Mitchell  
208-201-3982

**Smith Spraying**  
Jason Smith  
307-699-4375

**Sure Green Lawn & Tree**  
208-787-9015

**Trimline Lawn Service**  
Lindsay Hatch  
208-317-3107

**Weeds Gone Wild**  
Heath Clinton  
208-787-0992  
307-413-1289

## Weed Control Large Acreages

**Simplot Grower Solutions**  
Jason Cook  
208-652-7375  
208-351-8780

**Upper Valley Farm Service**  
Todd Hillman  
208-356-9514  
208-313-4951

## Tree Service

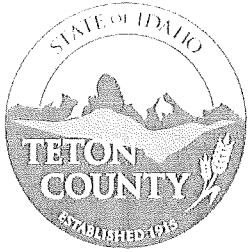
**B-B Inc.**  
Bobby Albertson  
208-787-0787  
208-201-3478

**Frontier Landscape Maintenance**  
Mike Bessette  
307-413-1851

**Mountain Lawn & Tree**  
Owen Moulton  
208-354-2318  
208-351-6034

## Hay Inspections

**George Hamilton**  
208-745-9404  
208-521-0863



Teton County Weed Dept.  
235 S. 5<sup>th</sup> E.  
Driggs, ID 83422  
Phone: 208-354-2961  
Fax: 208-354-3516

## NOXIOUS WEED COMPLAINT FORM

### Complainant's Information

Name: \_\_\_\_\_ Date: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Signature: \_\_\_\_\_

---

### Violation Information

Property Owner: \_\_\_\_\_

Property Address: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Subdivision Name: \_\_\_\_\_

Section: \_\_\_\_\_ Township: \_\_\_\_\_ Range: \_\_\_\_\_

Reason for Complaint: \_\_\_\_\_

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### Office Use Only

Comments: \_\_\_\_\_

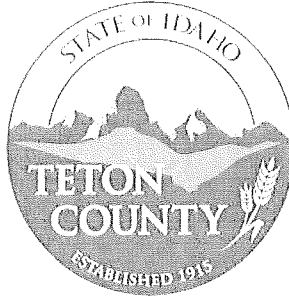
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Inspected By: \_\_\_\_\_ Date: \_\_\_\_\_

Spring Letter



Teton County Weed Department  
235 South 5<sup>th</sup> East  
Driggs, Idaho 83422  
208-354-2961

May 5, 2014

«Title»  
«Address\_Line\_1»  
«Address\_Line\_2»  
«City», «State» «ZIP\_Code»

Dear Property Owner:

Thank you for your effort to control noxious weeds on your property in the past. As a county we feel we are making progress thanks to landowner cooperation. It is important that we take a proactive approach to control noxious weeds. Control methods are most effective in the spring when plants are actively growing. With proper timing and plant conditions several control methods may be effective including: herbicide application, mowing, tilling, or hand weeding to prevent the spread of seeds or plant parts.

You are receiving this letter because the property described below had noxious weeds in the past.

**Noxious weed species:** «Weed\_Species» «Weed\_Species\_Line\_2»

**Property located at:** «Property\_Location»  
«Property\_location\_line\_2»

**Real Property Number:** «Real\_Property\_»

Please make plans early this spring to control noxious weeds on your property. For information about proper control methods please contact the Agricultural Extension Agent at (208) 354-2961 or [beborn@uidaho.edu](mailto:beborn@uidaho.edu). The Teton County web site also contains information about Idaho's noxious weeds and control recommendations <http://www.tetoncountyidaho.gov/>. For your convenience we have included a list of local weed control companies. Thank you again for your cooperation.

Sincerely,

Teton County Weed Department



Enforcement



Teton County Weed Department  
235 South 5<sup>th</sup> East  
Driggs, Idaho 83422  
208-354-2961

By authority of the Idaho Noxious Weed Law, Title 22, Chapter 24, Idaho Code, notice is hereby given to: *Name*

To control the following noxious weed species: *Weed Species*

On property located at: *Legal Description*

These weeds must be treated no later than: *Date*

Method of treatment may consist of: *Control Method*

Other methods of treatment may be approved by the control authority, provided that they are legal, consistent with authoritatively accepted treatment principles for the weed, and are properly executed by the landowner.

Upon completion of the treatment, the landowner is requested to notify the Teton County Weed Dept. as to the date, time, and method of treatment. For your convenience we have included a list of local weed control companies.

466457-222  
\_\_\_\_\_  
County Official

August 13, 2014

\_\_\_\_\_  
Date

\*\*\*\*\*  
COMPLIANCE

If a landowner fails to comply with this notice the County has the authority to "...have proper control methods used on such land, including necessary destruction of crops...The cost of any such control shall be at the expense of the landowner. ....if unpaid for sixty days or longer the amount of such expense shall become a lien upon the property; and thereafter the lien shall be subject to collection by the county by sale of the property in the same manner as for delinquent taxes." (Portion of Section 22-2405 (4), Idaho Code. In addition, failure to comply could result in a misdemeanor prosecution.

APPEAL

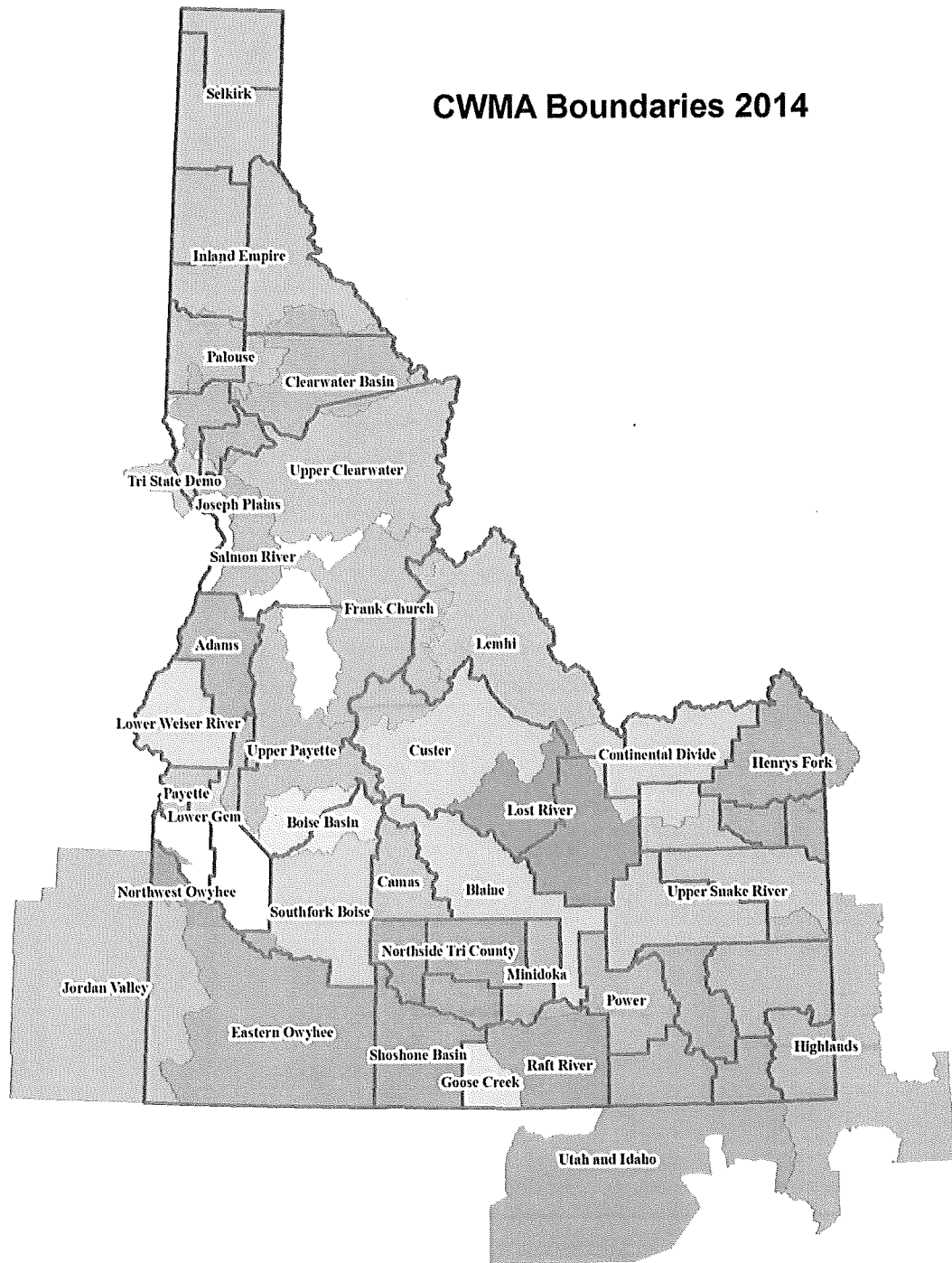
22-2408. LANDOWNER AND CITIZEN POWERS. (1) If any person shall be dissatisfied with the amount of any charge made against it by a county control authority for control work or for the purchase of materials or use of equipment, he may, within thirty (30) days after being advised of the amount of the charge, file a protest with the director.

(2) If any person shall be dissatisfied with the control measures used or the manner in which control is conducted upon his property, he may, within thirty (30) days file a protest with the director.

(3) Any person served with an individual notice may, within two (2) days of receipt of the notice, appeal to the board of county commissioners. A hearing shall be set by the board of county commissioners within five (5) days after receipt of notice of the appeal. Notice of the hearing shall be sent by the board of county commissioners to the appellant.

(4) Other than the procedures specifically set out in this chapter, procedures for hearings thereon and appeals pertaining to this chapter shall be as provided in chapter 52, title 67, Idaho Code.

## CWMA Boundaries 2014





Teton County Weed Dept.  
235 S. 5<sup>th</sup> E.  
Driggs, ID 83422  
Phone: 208-354-2961  
Fax: 208-354-3516

## Equipment Rental/Usage Agreement

*Before any equipment can be checked-out the user must be trained in its proper use and inspect the equipment with a representative of Teton County. All equipment checked-out by the user becomes the sole responsibility of the user.*

In the event of damage, loss, or theft of the equipment the user will be ultimately responsible for any and all repair or replacement costs (this policy shall be followed regardless of any accidents, misuse, abuse, negligence, user fault, or any other circumstances that led to the damage, loss, or theft of the equipment), this does not include any wearable part such as gaskets or hoses. The user further agrees to report any loss, theft, or damage as soon as possible.

I have inspected the equipment and agree/concur with any exceptions and/or annotations made regarding the status and condition of the equipment I am about to check-out. In addition, I concur with this use agreement.

I understand that the equipment must be cleaned to remove mud, dirt, and foreign material from the unit and accessories, before returning it. If the equipment is not clean I will be charged a \$30.00 washing fee. I also understand that I will forfeit my \$75 deposit if the equipment is not returned in proper condition by the due date.

Teton County assumes no liability for personal property or damage due to mis-application or off-target application performed by the user of this equipment.

**Equipment User Signature:** \_\_\_\_\_

Printed Name: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Today's Date: \_\_\_\_\_

Date Due Back: \_\_\_\_\_

Amount Due: \$5.00 per day X \_\_\_\_\_ days = \$ \_\_\_\_\_

### Representative of Teton County

Signature: \_\_\_\_\_

Comments: \_\_\_\_\_

***Always read and follow pesticide label directions.***



**Class Title: Weed Supervisor**

**Pay Grade: \_\_\_\_**

**FLSA Designation: Covered**

**Established: 3-09**

**Revised:**

### **Class Summary/Primary Function**

The principal function of an employee in this class is to perform semi-skilled and skilled duties to carry out the county weed control program. Duties include educating landowners about noxious weed identification and control, overseeing the County weed control program, representing the County as a member of the local Cooperative Weed Management Area, grant writing and reporting for State funded projects, working with land owners and other agencies for effective vegetation management; maintaining accurate records and files; operating job-related equipment; and responding to complaints from the public. The work is performed under the supervision of the Board of Commissioners. The principal duties of this class are performed in the outdoors which may include exposure to hazardous chemicals and weather conditions.

### **Essential Duties and Responsibilities (will vary by assignment)**

- Performs recordkeeping, inventory, ordering supplies, sign orders, and billings;
- Works with and provides information to land owners regarding vegetation management;
- Surveys County properties in search of noxious weeds including plotting and mapping problem sites, and communicating with landowners regarding potential infestations on their property and their responsibility to eradicate the same;
- Implements biological control programs throughout the County in cooperation with landowners and other agencies;
- Maintains and generates GIS mapping data pertaining to weed infestations, biological control releases, and site monitoring;
- Assists the Board of Commissioners in contracting with and directing private applicators;
- Develops agreements as needed to achieve cooperative efforts related to weed control programs including working with other agencies to coordinate, control and obtain necessary permits required by law;
- Receives and investigates complaints of noxious weeds including identification of problem areas, contacting and informing landowners, scheduling and monitoring control measures, enforcing laws and initiating sanctions for violations;
- Records and monitors chemical usage, services to property owners, public notices and individual notices and prepares and submits reports to Commissioners;
- Conducts weed treatment and experimental control including collecting specimens of weeds for identification and study and maintaining weed identification records; submits reports to proper agencies;
- Conducts educational programs for the public on weed control;
- Responds to and resolves complaints and concerns from citizens about programs, facilities, and policies; develops effective solutions; keeps all parties informed;
- Performs time management and scheduling functions, meet deadlines, and set project priorities;
- Responds to citizens' questions and comments in a courteous and timely manner;
- Performs all work duties and activities in accordance with County policies, procedures, and safety practices.

### **Other Duties and Responsibilities**

- Performs other related duties as required.

### **Competency Requirements:**

Knowledge of:

- Applicable regulations and policies regarding safe work practices, including application of herbicides;
- EPA guidelines and regulations;
- Cartography and the geography of Teton County;
- Effective public relations skills;
- Recordkeeping and document management.

Ability to:

- Read, interpret, explain and apply laws, resolutions, ordinances, codes, and contracts related to weed abatement;
- Maintain detailed and accurate computerized and hard copy files;
- Communicate effectively, both orally and in writing;
- Work with various individuals/groups in all situations in a forthright, diplomatic and confidential manner;
- Maintain effective working relationships with other County employees, supervisory personnel, state and local elected officials and the public;
- Prepare accurate and reliable reports, and maintain required files and documentation;
- Perform multiple tasks simultaneously, including handling interruptions, and return to and complete tasks in a timely manner;
- Develop creative and effective resolutions to simple and complex problems;
- Determine priorities and make work assignments; follow-up to ensure desired results; and document actions;
- Work independently and handle a variety of public interactions or situations with tact and diplomacy;
- Read, interpret and apply laws, resolutions, ordinances, codes, and contracts;
- Respond courteously to customer inquiries, which are sometimes controversial or adversarial;
- Maintain a professional demeanor during stressful situations;
- Operate standard office equipment and a personal computer including program applications appropriate to assigned duties;
- Perform a wide variety of duties and responsibilities with accuracy and speed under the pressure of time-sensitive deadlines;
- Maintain individual and transaction confidentiality;
- Perform all work duties and activities in accordance with County policies, procedures and safety practices.

### **Acceptable Experience and Training**

- High school diploma or GED required; and
- One (1) to three (3) years related work experience performing herbicide application is preferred; or
- Any equivalent combination of experience and training which provides the knowledge and abilities necessary to perform the duties of this job.

### **Essential Physical Abilities**

- Sufficient clarity of speech and hearing or other communication capabilities, with or without reasonable accommodation, which permits the employee to understand verbal instructions and to communicate effectively on the telephone and in person;

- Sufficient visual acuity, with or without reasonable accommodation, which permits the employee to comprehend written work instructions, read labels on and technical manuals about herbicides, prepare, read, organize and maintain accurate files; and to identify and destroy invasive and destructive plants;
- Sufficient manual dexterity, with or without reasonable accommodation, which permits the employee to operate and maintain job-related equipment;
- Sufficient personal mobility, flexibility, and balance, with or without reasonable accommodation, which permits the employee to lift or move objects that weigh up to 75 lbs. and to work in the outdoors.
- Jobs in this class require performing repetitive hand movement in gripping, fingering, and hand/wrist/arm movements. Related job tasks may require walking, standing, sitting, lifting, stooping, squatting, kneeling, bending, crouching, pushing, grasping, and reaching.



**Class Title: Weed Inspector**

**Pay Grade: 3**

**FLSA Designation: Covered**

**Established: 5-12**

**Revised:**

### **Class Summary/Primary Function**

This is a seasonal position with the primary function of inspecting and mapping noxious weed. Duties include inspecting property for noxious weeds, documenting location, contacting property owners and educating landowners about noxious weed identification and control. The work is performed under the supervision of the Weed Control Supervisor. The principal duties of this class are performed in the outdoors which may include exposure to hazardous chemicals and weather conditions.

### **Essential Duties and Responsibilities (will vary by assignment)**

- Surveys County in search of noxious weeds, including plotting and mapping problem sites;
- Communicates with landowners regarding potential infestations on their property and their responsibility to eradicate the same;
- Assists with recording and follow-up services with property owners;
- Identifies weeds and maintains weed identification records;
- Performs all work duties and activities in accordance with County policies, procedures, and safety practices.

### **Other Duties and Responsibilities**

- Performs other related duties as required.

### **Competency Requirements:**

Knowledge of:

- Plant identification;
- Effective customer service techniques;
- County geography and GPS mapping methods and equipment;
- Operation of standard office equipment, including a personal computer and job-related software applications;
- Recordkeeping and document management.

Ability to:

- Understand and follow oral and/or written policies, procedures and instructions;
- Identify noxious weeds;
- Explain and apply laws, resolutions, ordinances, codes, and contracts related to weed abatement;
- Maintain detailed and accurate computerized and hard copy files;
- Communicate effectively, both orally and in writing;
- Work with various individuals/groups in all situations in a forthright, diplomatic and confidential manner;
- Maintain effective working relationships with other County employees, supervisors and the public;
- Prepare accurate documentation and maintain required files;

- Work independently and handle a variety of public interactions or situations with tact and diplomacy;
- Read, interpret and apply laws, resolutions, ordinances, codes, and contracts;
- Respond courteously to customer inquiries, which are sometimes controversial or adversarial;
- Maintain a professional demeanor during stressful situations;
- Operate standard office equipment and a personal computer including program applications appropriate to assigned duties;
- Maintain individual and transaction confidentiality;
- Perform all work duties and activities in accordance with County policies, procedures and safety practices.

### **Acceptable Experience and Training**

- High school diploma or GED required; and
- Knowledge and/or experience with GPS/GIS mapping and plant biology and identification preferred; or
- Any equivalent combination of experience and training which provides the knowledge and abilities necessary to perform the duties of this job.

### **Essential Physical Abilities**

- Sufficient clarity of speech and hearing or other communication capabilities, with or without reasonable accommodation, which permits the employee to understand verbal instructions and to communicate effectively on the telephone and in person;
- Sufficient visual acuity, with or without reasonable accommodation, which permits the employee to comprehend written work instructions, prepare, read, organize and maintain accurate files; and to observe and identify weeds;
- Sufficient manual dexterity, with or without reasonable accommodation, which permits the employee to operate and maintain job-related equipment and to drive a motor vehicle;
- Sufficient personal mobility, flexibility, and balance, with or without reasonable accommodation, which permits the employee to work outdoors, often walking over uneven terrain or on hillsides;
- Jobs in this class require performing repetitive hand movement in gripping, fingering, and hand/wrist/arm movements. Related job tasks may require walking, standing, sitting, lifting, stooping, squatting, kneeling, bending, crouching, pushing, grasping, and reaching.



## Dawn Felchle

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**From:** John Leidorf  
**Sent:** Thursday, March 19, 2015 11:18 AM  
**To:** Dawn Felchle  
**Subject:** Calendar for BOCC

I have been asked to approach the BOCC and request additional funds for possibly installing an additional video camera system into a Deputy's vehicle. ProVision is coming on April 23<sup>rd</sup> for five days to install the 10 in car video systems we have purchased from them. When I envisioned this project we only had 10 cars and 10 sworn personnel. By adding the 11<sup>th</sup> Deputy, I have one vehicle that would not have a video system installed. As they are coming out from Michigan, and I am already paying them to come here, it seems like a mistake to me not just ask for the 11<sup>th</sup> system. They could bring it with them, to save shipping and the total cost with of the video system and installation would be approximately 3,000 dollars.

John Leidorf  
Information Services Manager  
Teton County Sheriff's Office  
230 N. Main Street  
Driggs Idaho 83422  
208.354.8782

**From:** Jenifer Richardson [<mailto:jenifer.richardson@seeingissafety.com>]

**Sent:** Thursday, March 19, 2015 11:53 AM

**To:** John Leidorf

**Subject:** PRO-VISION Video Systems - Pricing

Hi John,

I have put together a comprehensive list of PRO-VISION part numbers and prices that, based on our earlier conversation, would be needed to meet the goals of Teton County Sheriff's Office.

**QUOTE # NJHWQ1122-01**

*PRO-VISION® Solid State In-Car Video System Features:*

- *Reliable Solid State Design*
- *5 YEAR System Warranty*
- *LIFETIME SDXC Card Warranty*
- *HD Quality Video*
- *Integrated GPS Mapping*
- *Direct to SDXC Card Technology*
- *260 Hours of Recording per SDXC Card*
- *Wireless File Transfer*
- *Smart Video File Management*
- *High Resolution 27X Zoom Camera*
- *2.4 GHz Wireless Microphone System*
- *Absolutely Unbeatable Value*

*PRO-VISION® Solid State In-Car Video System Benefits:*

- **Reliable**  
...No moving parts or hard drive to fail
- **Simple**  
...SDXC Card to Computer Video Viewing
- **Affordable**  
...Cost less than any other comparable system

*The following is pricing for your specific application:*

*(2 Camera) PRO-VISION® Solid State In-Car Video System Includes:*

- DVR-704LE In-Car "Base KIT" with Single Zoom Camera
  - Solid State DVR (Included in DVR-704LE)
  - Lockable Cage (Included in DVR-704LE)
  - 64 GB Class 10 SDXC Memory Card (Included in DVR-704LE)
  - 27x Zoom Dash Camera (Included in DVR-704LE)
  - 2.4 GHz Wireless Microphone Transmitter (Included in DVR-704LE)
  - 2.4 GHz Wireless Microphone Receiver (Included in DVR-704LE)
  - Lapel Microphone (Included in DVR-704LE)
  - Leather Belt Pouch (Included in DVR-704LE)
  - 5m AV Cable (Included in DVR-704LE)
- PM-1640 4.3" Rearview Mirror LCD Monitor KIT
- DVR-136 Super Wide Angle Mini-Dome Night Vision Camera KIT - 5 LEDs [1.7mm]
- DVR-710 Enhanced Event Marker Button
- DVR-750 GPS Antenna
- DVR-735 Live View / Wireless File Transfer KIT (Requires hardware & service from a mobile service provider of your choice)
- DVR-715 Lockable Enclosure

**Purchase Price per Unit: \$2,537.00**

**Purchase Price per Unit with Installation: \$3166.00**

Note: Per unit price with installation is based on (10) units installed.

*Purchase price is USD and FOB Grand Rapids, MI.*

*Net 30 Day Terms or 2.0% Discount Net 10 Day Terms.*

*5% Product Discount when 100% payment is received with purchase order.*

*Terms and Discounts do not apply to lease, credit card or installation payments.*

*Product to be installed by PRO-VISION® must be paid for prior to installation.*

*Installation Payment is due on Receipt of Invoice.*

*Install rates based on a single location with minimum access of 12 hr/days, 7 days/week.*

*Past due invoices will be subject to a 1.5% per month Finance Charge.*

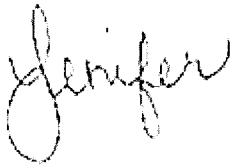
*No technical support or warranty claims will be provided for any product*

*until PRO-VISION, Inc. has received full payment for such product.*

*All transactions are subject to final PRO-VISION® Management Approval.*

I will get in touch with you soon to answer any further questions you may have and get this order in process. In the meantime, don't hesitate to contact me at 800-576-1126 if you have any updates or changes to your system needs.

Have a safe day!



**Jenifer Richardson**

NORTHWEST REGION MANAGER

**PRO-VISION® Video Systems**

T: 800.576.1126

F: 616.583.1522

[www.seeingissafety.com](http://www.seeingissafety.com)

SEEING IS SAFETY®

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FYI

12-08-2014

The Board reviewed IT Director John Liedorf's request for additional funds to install video recording systems in the Sheriff patrol vehicles (Attachment #1). He has been unable to find anyone to do the installation professionally and would like the manufacturer to do the install. As he will not be purchasing some equipment

he thought was needed, \$3,500 will be available from 01-04-0802 for the \$6,500 installation cost. He is requesting an additional \$3,000.

MOTION. Commissioner Rinaldi made a motion to approve using \$3,000 from the contingency account to install 10 video cameras in deputy cars. Motion seconded by Commissioner Kunz and carried unanimously.

**Dawn Felchle**

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**From:** John Leidorf  
**Sent:** Thursday, December 04, 2014 4:30 PM  
**To:** Dawn Felchle  
**Cc:** John Leidorf  
**Subject:** Change in Purchases Capital IT Equipment in Vehicles.

In working on the cameras in Sheriff's patrol vehicles project, I have found great difficulty in having local installation done in our vehicles. Therefore, I am requesting additional monies to pay for the professional installation of the ten camera systems to be performed by Provision, the actual manufacturer. Local installation ran approximately 300 dollars for the initial test camera system. Provision is quoting 650 dollars per vehicle for professional installation. I intend to negotiate this price further with the Company. Installation would therefore cost 6500 dollars for installation of the Provision systems into our patrol cars.

I intend to not purchase 3,500 dollars of equipment in the patrol cars described in the budget line item as "computer security for accessing hardware". A recent decision by the FBI has deemed that a patrol car is a secure office, so this equipment will not be necessary at this time. By utilizing this 3500, freed up from 04-0802-0000, I would only need 3,000 dollars of contingent monies to complete this project. I am finalizing quotes now for the purchase of the nine remaining patrol car video systems, and it will be under budget. The camera purchases are in 04-0804-0000. Installation (professional, and also better warranty service and support) is the only issue left to discuss and obtain funding for. Thanks, John

John Leidorf  
Information Services Manager  
Teton County Sheriff's Office  
230 N. Main Street  
Driggs Idaho 83422  
208.354.8782

# Board of Teton County Commissioners

## MINUTES: March 9, 2015

*Commissioners' Meeting Room, 150 Courthouse Drive, Driggs, Idaho*

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9:00 **Meeting Called to Order** – Bill Leake, Chair  
*Amendments to agenda if any*

**Administrative Business** *will be dealt with as time permits*

1. Approve Available Minutes
2. Other Business
  - a. June 8 Meeting Conflict w/IAC
  - b. TVBDC Monthly Report
3. Committee Reports
  - a. Recreation & Public Access Plan Implementation
  - b. Way-Finding & GEO Tourism Funding Support
  - c. Youth Center
4. Priorities
5. Claims

9:30 **Open Mic** *(if no speakers, we will go to next agenda items)*

### **DEPARTMENT UPDATES**

Assessor & Treasurer – B. Beard & B. Palm

1. Tax Cancellation – Brent Reiley
2. 2014 Tax Collection Update

GIS – Rob Marin

1. Software Purchase Request
2. GIS Contract w/City of Victor

Emergency Management – Greg Adams

Public Works – Darryl Johnson

1. Solid Waste – Saul Varela, Supervisor
  - a. Spring Clean-Up
  - b. SW Disposal Contract – City Coordination
2. Road & Bridge – Bruce Zohner, Supervisor

BREAK

1:00 Public Hearings

**Haden Hollow Subdivision Vacation – CANCELLED**

1:10 **Trapper's Ridge PUD Vacation**: Teton County is requesting to vacate the Final Plat for Trapper's Ridge PUD which is a 25 lot subdivision/PUD on approximately 78 acres. This property is located at/or near W 5500 N and N 8000 W, Teton, Idaho. Legal Description: A part of the SE ¼ of Section 33, Township 6 N, Range 44 East of the Boise Meridian, Teton County Idaho.

### **Resolution 2015-0309**

Trapper's Ridge PUD Vacation

Planning & Building – Jason Boal, PA

1. Long Range Projects – Articles 1, 2 & 14
2. Approval of Public Hearing Procedure Policy
3. Minor Plat Amendment (River Rim)
  - a. Amended Easement 9400W
4. City of Victor MOU – Building Official Services
5. HUD Grant – RPSD Presentation

**Executive Session per IC§67-2345 (1)(f)** pending litigation

**ADJOURN**

**COMMISSIONERS PRESENT:** Bill Leake, Cindy Riegel (Kelly Park excused)

**OTHER ELECTED OFFICIALS PRESENT:** Prosecutor Kathy Spitzer, Clerk Mary Lou Hansen, Assessor Bonnie Beard, Treasurer Beverly Palm

Chairman Leake called the meeting to order at 9:01 am and led the Pledge of Allegiance.

● **MOTION.** Chairman Leake made a motion to amend the agenda to add an update from Ted Hendricks with The Development Company to occur no sooner than 10:45 am. Motion seconded by Commissioner Park and carried unanimously.

## **ADMINISTRATIVE**

● **MOTION.** Commissioner Park made a motion to approve the minutes of February 23 as presented. Motion seconded by Commissioner Riegel and carried.

● **MOTION.** Commissioner Riegel made a motion to approve the minutes of March 3 as presented. Motion seconded by Commissioner Park and carried.

**COMMITTEE REPORTS.** Commissioner Riegel attended a meeting regarding the Southern Valley Urban Interface Trails Project. The group is proposing new trails in the Mike Harris area. The Forest Service must follow the NEPA process before determining whether to accept the trails, which will take at least one year.

Chairman Leake reviewed his memo regarding the February 27 meeting of the Council of Governments (COG) (Attachment #1). The Mayors would like a lead entity to coordinate efforts related to the county's Recreation and Public Access Plan and Chairman Leake thinks the county could provide that leadership. He said the first objective would be to establish communications between the three cities and the county, then create a strategy to move forward with the plan. He has talked with GIS manager Rob Marin, who is willing to assume the additional responsibilities on a trial basis. Planning Administrator Jason Boal said he had discussed implementation options with the previous Board. Chairman Leake will coordinate a meeting with Mr. Boal and Mr. Marin to discuss options and will let the cities know that the County is willing to take the lead.

Other items discussed at the COG meeting include Driggs' request for funds to help pay for wayfinding signs and Geotourism Center operating costs; coordinating a week-long Clean-up Week; and the need for a Youth Center.

**OTHER BUSINESS.** Commissioner Park may attend the Idaho Association of Counties Social Services conference in Lewiston April 21-23; Commissioners will wait until an agenda is available to decide whether to attend the annual conference of the Idaho Association of Commissioners & Clerks in Coeur d'Alene June 9-11. The Board reviewed the monthly report submitted by the Teton Valley Business Development Center; their next quarterly meeting with the Board will take place April 13. Chairman Leake asked the Board to review the updated Priority List (Attachment #2).

## **OPEN MIC**

No one present wished to address the Board during Open Mic.

## **ASSESSOR & TREASURER**

**TAX ADJUSTMENT.** Assessor Beard reviewed her memo regarding the county's 2008 error processing the deed for a 7-acre parcel owned by Brent and Lorraine Reiley (Attachment #3). The error resulted in tax notices being sent to the wrong owner, who paid them until 2011; no taxes have been paid since then. Assessor Beard said a related error also exists because the property value has been assessed at a residential rate rather than the agricultural rate, even though it has been used as pasture land all along. This error occurred because the owner never received the Assessor's 2009 letter notifying owners that a written lease was required in order to qualify for the agricultural exemption. Assessor Beard recommends that the past due taxes be calculated based on the agricultural value.

Property owner Brent Reiley said the land in question was broken off a 77-acre parcel sold to developers of the Reserve at Badger Creek. The county processed the land split as a boundary adjustment in 2006. Prior to the land split and sale, Mr. Reiley said his brother had always used the land for cattle grazing and always paid the property taxes. After the property sale, Mr. Reiley's brother continued to use the 7-acre parcel for grazing and Mr. Reiley assumed the brother had also continued to pay the property taxes. The error was discovered through the county's tax deed process.

● **MOTION.** Chairman Leake made a motion that the taxes for RP 06N45E103500A be calculated using the agricultural value for the years 2011-2014 and that those taxes be collected by the Treasurer without penalty and interest provided they are paid in full by March 16, 2015. Motion seconded by Chairman Park and carried unanimously.

● **MOTION.** Commissioner Park made a motion to amend the previous motion to clarify that a county error had caused the wrong amount of taxes to be calculated and that Idaho Code 63-1302 allowed for a correction to be made. Motion seconded by Chairman Leake and carried unanimously.

Chairman Leake said the county's policies and systems should be thoroughly reviewed in order to be sure that a similar error does not occur again.

**TAX COLLECTION UPDATE.** Treasurer Palm provided a written summary of the current status of the county's tax collection (Attachment #4). Taxes paid to date include: 62% of 2014 taxes; 97% of 2013 taxes; 98% of 2012 taxes; and 99.3% of 2011 taxes.

There are currently 114 parcels with delinquent 2011 taxes; 50 of those parcels are titled to the same owner, who has promised to pay by the end of March. The Treasurer is working with other owners who say they will pay by the end of March. The tax deed process will be initiated on any parcels with unpaid 2011 taxes after March 31.

## **GIS**

Manager Rob Marin reviewed his written request to use \$2,250 of his training budget to purchase new GIS software (Attachment #5).

● **MOTION.** Commissioner Park made a motion to approve the request to spend \$2,250 from the GIS training budget to purchase ESRI's ArcGIS Spatial Analyst software extension. Motion seconded by Commissioner Riegel and carried unanimously.

The Board discussed Victor's request to hire Mr. Marin to perform GIS services for the City (Attachment #6). Mr. Marin said the county prefers not to do GIS work for the general public and charges \$60 per hour to do so. However, the work requested by Victor would be a good project for the county to undertake in order to assure the accuracy and completeness of detail needed to interface with the county's GIS data. Mr. Marin said the City of Driggs has significant GIS capabilities, whereas the City of Victor does not. Clerk Hansen said it costs the county \$30.50 per hour to employ Mr. Marin, including all benefits and payroll taxes. He will be able to perform the work without incurring any overtime. The Board agreed that it would be appropriate for Mr. Marin to perform contract GIS services for the City of Victor at the rate of \$45 per hour. A Service Agreement will be reviewed and approved on March 11.

## **EMERGENCY MANAGEMENT**

Coordinator Greg Adams reviewed his monthly update (Attachment #7). The Active Shooter exercise at the high school was very successful and identified the need for body armor.

● **MOTION.** Commissioner Park made a motion to use the remaining \$13,600 out of the county's 2014 Homeland Security Grant to purchase body armor for security forces and emergency medical personnel as recommended. Motion seconded by Commissioner Riegel and carried unanimously.

● **MOTION.** Chairman Leake made a motion to pursue unspent Homeland Security Grant funds for the various items listed in Mr. Adams' report. Motion seconded by Commissioner Riegel and carried unanimously.



## **PUBLIC WORKS**

The Board had received an update from Director Darryl Johnson, who was absent (Attachment #8).

**SOLID WASTE.** Supervisor Saul Varela reviewed his monthly report (Attachment #9). The county's annual Spring Clean-Up day has been scheduled for May 16. Chairman Leake said the Mayors would like to have a week-long event and requested bins in Victor. Mr. Varela will talk with the cities and report their requests to the Board. He said a week-long event with discounted rates would reduce the county's tipping fee revenue.

Mr. Varela reported on the March 5 meeting of the Solid Waste Hauler Procurement Committee. After considering all RFP possibilities (ranging from privatizing the entire Transfer Station operation and waste collection services to expanding the county's solid waste operations to include all waste collection and hauling services), the committee decided the RFP should simply seek vendors to collect waste & recycling via an exclusive franchise contract. Chairman Leake said an exclusive franchise contract would prevent having more than one hauler operating within a specific geographic area, but would allow the possibility of different haulers providing services in different areas of the county. He said the committee also decided the RFP should not specify desired diversion rates, but should ask respondents to identify what they considered to be feasible.

**ROAD & BRIDGE.** Foreman Bruce Zohner said the warm weather has allowed the crew to stockpile gravel in Victor in preparation for the summer construction season. They are also installing signage and opening roads that are not plowed during the winter.

● **MOTION.** Commissioner Park made a motion to approve the purchase of a pup trailer at a price not to exceed the \$15,000 budgeted. Motion seconded by Commissioner Riegel and carried unanimously.

## **THE DEVELOPMENT COMPANY**

Representative Ted Hendricks provided an update regarding their efforts to remodel the former Ford garage building north of Driggs for use as a business development center and by Eastern Idaho Technical College. The Development Company received a \$1.5 million federal grant and budgeted \$1.3 million of their funds for the project. Plans were created and bids obtained. However, the low bid was \$800,000 higher than the budget. After re-examining the plans, the Board concluded that the building could not be re-designed to lower the construction costs and decided to commit extra funds to the project if an extra \$450,000 were made available from the federal grant. They expect to learn within 1-2 weeks if the federal funding will be increased.

Mr. Hendricks said another aspect to this project is the fact that the building was originally purchased in 2004 by The Development Company for \$1.4 million. A \$500,000 grant to Teton County and The Development Company helped fund the purchase. The grant came from the Idaho Department of Commerce and was contingent upon creation of 25 jobs, which were expected to result from use of the building as a film institute directed by Dawn Wells. Those jobs never materialized and the \$500,000 grant has never been closed.

Mr. Hendricks visited with Department of Commerce representatives in Boise last week to discuss the grant situation. They verbally agreed to release Teton County and The Development Company from obligations related to the 2004 grant if one of two conditions are completed: (1) a business development center is created; or (2) a \$300,000 revolving loan fund is established. Teton County should receive a Idaho DOC letter this week outlining these conditions.

Finally, said Mr. Hendricks, even if additional federal grant dollars are available, the The Development Company will not pursue the \$3.6 million renovation project without a municipal partner to ensure that the building is tax exempt. Since rents in business incubator buildings are heavily subsidized, he said they only work with tax exempt status. A partnership with either the county or city would guarantee such exemption. If additional federal funds are not available, Mr. Hendricks said The Development Company intends to cancel the project and sell the building.

He will meet with the Board again on March 23, when the status of both the federal grant and Idaho DOC grant will be known. In order for the renovation project to move forward, contract documents must be signed within 60 days of the bid opening, leaving little time for additional negotiations.

## CLAIMS

The Board reviewed the claims submitted and discussed the WEX card late fee with the Sheriff's Civil Deputy.

● **MOTION.** Commissioner Park made a motion to approve the claims as presented and to pay the WEX card late fee. Motion seconded by Commissioner Riegel and carried unanimously.

General.....	\$51,106.43
Road & Bridge.....	3,324.53
Court & Probation.....	4,574.20
Court-Restitution .....	4,509.52
Court-Bonds.....	132.00
Elections.....	276.00
Indigent.....	145.00
Revaluation .....	9,225.00
Solid Waste.....	33,593.00
Road Levy.....	6,875.64
E911 .....	3,931.09
Ambulance.....	43,995.79
MAD .....	20,833.33
Fair.....	915.39
Arena.....	4,088.87
Grants.....	3,004.23
TOTAL .....	\$190,530.02

## EXECUTIVE SESSION

● **MOTION.** At 11:34 am Chairman Leake made a motion for Executive Session to discuss pending litigation pursuant to IC 67-2345(1)(f). Motion seconded by Commissioner Park and carried.

The Executive Session ended at 12:10 pm and the meeting recessed for lunch. It resumed at 1:10 pm.

● **MOTION.** Chairman Leake made a motion asking the County Attorney to respond to the letter from attorney Dale Storer regarding what uses, if any, are allowed on the lots in question. Motion seconded by Commissioner Riegel and carried unanimously.

## PUBLIC HEARINGS

**HADEN HOLLOW SUBDIVISION VACATION.** Planning Administrator Jason Boal said this vacation request had been withdrawn. He explained that the original Haden Hollow Subdivision was platted in 1982 as a 4-lot subdivision; one lot was added to the subdivision in 2009. Mr. Boal said there were no required public improvements so there was no breach with the Development Agreement.

**TRAPPER'S RIDGE PUD VACATION.** Mr. Boal summarized his staff report (Attachment #10). This 78-acre subdivision was platted with 25 lots in 2009. Although the improvements were required to have been completed within three years of the 6-23-09 recording date, none of the improvements have been started. The lots were intended to share a community water system with Appaloosa Ridge PUD and Westridge Ranch PUD. However, the shared water system has subsequently been revised to exclude Trapper's Ridge. Mr. Boal has corresponded with the landowner, who supports the PUD vacation.

Chairman Leake opened the hearing for public comment at 1:17 pm.

**IN FAVOR:** Neighbor Dick Stein said the property should never have been platted in the first place, since that type of density should occur closer to town where the roads are better.

**NEUTRAL:** Tammy Clark lives in West Ridge Ranch and asked how this would affect the shared water agreement. Susan Randall, another West Ridge Ranch property owner, asked if she could drill her own well in order to build on her lot.

**OPPOSED:** None

The Board deliberated briefly before the following motions were made.

● **MOTION.** Commissioner Riegel made a motion to approve the Trapper's Ridge PUD vacation based on the fact that the developer is in breach of contract, that the procedural requirements for the vacation have been satisfactorily met, and that the included Findings of Fact support the vacation. Motion seconded by Commissioner Park and carried unanimously.

● **MOTION.** Commissioner Riegel made a motion to approve Resolution 2015-0309 Plat Vacation of Trapper's Ridge PUD. Motion seconded by Commissioner Park and carried unanimously.

The public hearing ended at 1:26 pm.

## **PLANNING & BUILDING**

Regarding the March 3 meeting and discussion with Lee Einsweiler of Code Studio, Commissioner Riegel said her questions had been answered, but asked if Mr. Boal got what he needed. Mr. Boal said he was disappointed that the rural code had not been delivered as promised, since it is a critical part of the county code, but that it was a good opportunity for he and Mr. Einsweiler to discuss many relevant issues.

**PUBLIC HEARING PROCEDURE POLICY.** Mr. Boal said Section 8 had been revised as requested during the last meeting. He clarified that driving by a site every day does not constitute a site visit, but that any visit made to a property within the context of an application must be disclosed. The only time a quorum of the Board can make a site visit would be by making a motion during a public hearing and then conducting the site visit as a public meeting.

● **MOTION.** Chairman Leake made a motion to approve the Public hearing Procedure Policy with the changes discussed. Motion seconded by Commissioner Riegel and carried unanimously. (Attachment #12)

**RIVER RIM MINOR PLAT AMENDMENT.** Mr. Boal said the Board's 12-16-14 approval of a minor plat amendment adjusting the roadway to accommodate a neighboring farming operation also required changes to the legal description of the County's easement for 9400 West (Attachment #13). Chairman Leake clarified that the county would have no maintenance obligations for the newly constructed 9400 West road unless it is added to the County pay map.

● **MOTION.** Commissioner Riegel made a motion to approve the Amendment to the county's easement for 9400 West. Motion seconded by Commissioner Park and carried unanimously.

● **MOTION.** Commissioner Park made a motion to approve the Interagency Agreement with the City of Victor for provision of Plan Review Services for the Simmons Office/Residence Mixed Use Project. Motion seconded by Commissioner Riegel and carried unanimously. (Attachment #14)

## TETON VIEW REGIONAL PLAN

Mr. Boal said the Western Greater Yellowstone Consortium was awarded a \$1.5 million HUD grant in 2011 to conduct a 4-county, regional planning process under Fremont County's leadership. A variety of projects and planning efforts have been completed since then. The final plan proposes 60 region-wide initiatives and community-scale projects. An overview of the draft Teton View Regional Plan is provided in Attachment #15. All project documents are available at [www.sustainableyellowstone.org](http://www.sustainableyellowstone.org). Mr. Boal said interagency, regional collaboration and cooperation would make it easier to achieve goals. Commissioner Riegel predicted that the federal government would make grants available to implement regional plans such as this, which have been created through the investment of federal funds.

● **MOTION.** At 2:41 pm Commissioner Riegel made a motion to adjourn. Motion seconded by Commissioner Park and carried.

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Bill Leake, Chairman

ATTEST

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Mary Lou Hansen, Clerk

Attachments: #1 Council of Governments, 2-27-2015  
#2 BoCC Priorities, 3-3-2015  
#3 Assessor's memo re Brent Reiley property  
#4 Treasurer's tax collection update  
#5 GIS software purchase request  
#6 Victor request for GIS services  
#7 Emergency Management monthly update  
#8 Public Works update  
#9 Solid Waste update  
#10 Staff Report re Trapper's Ridge Plat Vacation  
#11 Resolution 2015-0309 Trappers Ridge Plat Vacation  
#12 Public Hearing Procedure Policy  
#13 River Rim PUD Division 2 Minor Plat Amendment  
#14 Agreement with Victor for Plat Review Services for Simmons project  
#15 Overview of Teton View Regional Plan

# Board of Teton County Commissioners

## MINUTES: March 11, 2015

*Commissioners' Meeting Room, 150 Courthouse Drive, Driggs, Idaho*

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- 9:45    **Meeting Called to Order** – Bill Leake, Chair  
          Clerk - Elections – Mary Lou Hansen  
          1. Canvas March 10, 2015 Election  
  
          GIS – Rob Marin  
          1. Service Agreement with City of Victor  
  
          Administrative Business  
          1. City of Driggs Request for Funds (4<sup>th</sup> of July)  
          2. Other
- 10:00    IAC Webinar – County Budgeting Primer
- 11:00    Elected Officials & Department Head Meeting  
          1. Review FY 2016 Budget Calendar & Process  
          2. Department Updates

ADJOURN

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**COMMISSIONERS PRESENT:** Bill Leake, Cindy Riegel, Kelly Park

**OTHER ELECTED OFFICIALS PRESENT:** Prosecutor Kathy Spitzer, Clerk Mary Lou Hansen, Assessor Bonnie Beard, Treasurer Beverly Palm, Sheriff Tony Liford

Chairman Leake called the meeting to order at 9:45 am and led the Pledge of Allegiance.

### **CANVASS OF SCHOOL LEVY ELECTION RESULTS**

● **MOTION.** Acting as Board of Canvassers of the Election, Commissioner Park made a motion to approve the March 10, 2015 election abstract compiled by the Clerk. Motion seconded by Commissioner Riegel and carried unanimously. (Attachment #1)

### **ADMINISTRATIVE BUSINESS**

**GIS SERVICES FOR VICTOR.** The Board discussed the Agreement prepared by Prosecutor Spitzer pursuant to the Board's March 9 discussion when a rate of \$45 per hour was agreed upon. Commissioner Riegel said she has considered the issue further and concluded that the county should charge Victor only the amount required to cover the county's actual expenses without making any extra profit. After all, she said, Victor residents pay the county taxes that support this department. GIS Manager Rob Marin said it was impossible to know how much paper and toner the work would require, since it depended greatly upon the number and size of maps requested. He said the county incurs considerable expense each year to cover the costs of computer hardware, software and other overhead expenses. He said a GIS consultant would probably charge \$60-65 per hour, plus expenses. It costs the county \$30.50 per hour to employ Mr. Marin, including all payroll taxes and benefits.

● **MOTION.** Commissioner Riegel made a motion to approve the Interagency Agreement for GIS Services with Victor at a rate of \$40 per hour. Motion seconded by Chairman Leake and carried unanimously. (Attachment #2)

**DRIGGS' FIREWORKS FUNDING REQUEST.** Huntsman Springs has decided to quit providing the annual July 4<sup>th</sup> fireworks display, but has offered to donate match funds toward a community fireworks show. Mayor Hyrum Johnson has requested funding assistance from Victor, Tetonia and Teton County to achieve the \$10,000 matching funds needed. Commissioner Park said he would support making a contribution since the July 4<sup>th</sup> activities benefit the local economy. Chairman Leake will learn more from Mayor Johnson so the Board can make a decision March 23.

## **MONTHLY ELECTED OFFICIAL & DEPARTMENT HEAD MEETING**

Eight elected officials, five department heads and several staff members watched the IAC budget webinar and discussed various budget issues, including the tentative schedule for the FY 2016 budget.

The meeting adjourned at 11:55 am.

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Bill Leake, Chairman

ATTEST

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Mary Lou Hansen, Clerk

Attachments: #1 March 10, 2015 School Levy Election Abstract & Canvass  
#2 Victor Interagency Agreement for GIS Services

BoCC 6-22-2009

JULY 4 FIREWORKS. Sam Wood of **Lantis Fireworks** requested a \$1,000 donation from the county to help fund this year's July 4 fireworks show. The show's location is currently uncertain because owners of the Spud Drive -In may charge an admission fee, so the show may be moved to Victor, or the County Fairgrounds, or some other location.

• **MOTION**. Commissioner Benedict made a motion to provide **\$1,000** to the Teton Valley Chamber of Commerce for the July 4 fireworks, with a preference that the show be held in the center of the valley. Motion seconded by Chairman Young and carried unanimously. **PAID**

BoCC 04-28-2008

JULY 4<sup>th</sup> FIREWORKS. The Board discussed a letter from the Teton Valley Foundation requesting financial support for the July 4<sup>th</sup> fireworks display. Prosecutor Birch said the Board cannot donate taxpayer money to a non-profit organization, but can pay for specified services.

• **MOTION**. Commissioner Trupp made a motion to pledge **\$1,500** to purchase fireworks for the Fourth of July. Motion seconded by Chairman Young and carried unanimously.

BoCC 5-12-2008

SUMMER FESTIVAL. Teton Valley Chamber of Commerce president Reid Rogers said the Chamber was actively soliciting funds for the July 2-6 Summer Festival, which includes the balloon rally, fiddler's contest and fireworks. A decision will soon be made whether there is enough funding for the fireworks.

6-2-2008

The Board agreed to provide **\$1,500** to the Chamber of Commerce in exchange for a fireworks display and to consider an additional amount if the Chamber experiences a slight shortfall.

6-23-2008

JULY 4<sup>th</sup> FIREWORKS. The Chamber of Commerce is planning this year's fireworks display to occur at the Spud Drive -In (Attachment #5), with parking on the west side of the highway and a crosswalk leading to the Drive In. This presents considerable safety concerns, said Sheriff Cooke, who has told the Chamber they must obtain a permit from the Idaho Transportation Department. Commissioner Stevenson said the county should restrict parking to the east side of the Highway, but Sheriff Cooke said ITD was in control of that decision. Licensed pyro technician Sam Wood will orchestrate the fireworks. The Sheriff will have 4 deputies working that night. The Fire Department does not plan to be at the drive -in unless called out. The Board agreed not to increase the \$1,500 already pledged for fireworks. **NOT PAID**

BoCC 2007 - No Funding Requests

BoCC 07-10-2006

Item 5: Teton County Fire Protection District letter of 06.09.06 for fireworks donation. Commissioners agreed to make the **annual donation of \$325.00**, amount to come from the Contingency Fund.

2005 \$325	1999 \$300	1993 \$300
2004 \$325	1998 \$300	1992 \$150
2003 \$350	1997 \$325	
2002 \$325	1996 \$300	
2001 \$325	1995 \$300	
2000 \$300	1994 no request	

## Teton Valley Chamber of Commerce

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Teton County Board of Commissioners

June 14, 2008

Driggs City Council

Victor City Council

Subject: Teton Valley Fourth of July Fireworks

Dear Commissioners and Council Members:

Each of you has been patient and understanding of the community efforts to ensure a Teton Valley Fireworks program for 2008. Our role has been to try to facilitate this process when we all learned that the prior sponsors had withdrawn in May.

The traditional program consisted of early evening music or entertainment followed by a fireworks display organized by the Teton County Fire Protection District. Last year, this model was followed except that the cost escalated significantly due to more elaborate music and fireworks programs. All in, it is said the cost exceeded \$30,000.

The challenge this year was to craft a program that would appeal to the citizens of Teton County and cost substantially less. I am happy to report that we believe we have found a workable solution.

The historic Spud Drive-In is celebrating its 55<sup>th</sup> Anniversary and as such was planning a celebration. The Wood family has graciously agreed to turn the Fourth of July portion into a Teton Valley Fourth of July community celebration. This allows for a site, staff, and entertainment. In addition, they have contributed \$3,000 cash to the cost of fireworks. We believe it is possible to provide an event starting after the Victor parade and lasting through the evening. A reasonable fireworks display will be followed by free movies. There will be no admission fee charged for the Fourth of July Community Celebration.

Our cash budget estimate for fireworks, movie rental, and utilities is \$12,000. Licensed pyrotechnicians are being provided at no cost. MD Nursery is providing a launch site and parking facilities. The Chamber of Commerce has donated the staff time to run a fundraising effort, and it is providing publicity for the July 3-6 period events at a cost of some \$10,000, including match contributions from the Post Register, KIDK TV 3, Q102 FM, Teton Valley News and others.

Attachment #5  
6-23-08 BCC

In order to raise the \$12,000 goal, the Wood family as mentioned is donating \$3,000. The Teton Valley Foundation is dividing the unrestricted event donations they received in their fund raising efforts to the extent of \$905. The Chamber has cash and pledges of \$835.

We ask the County for \$2,500 and each of Driggs and Victor for \$1,500 each. We realize this stretches all budgets perhaps unreasonably. However, the Fourth of July celebrations bring many thousands of people to Teton Valley and represent the largest retail income infusions of the year. It is critical to support the local economy by supporting these events. The fund raising efforts will continue to seek the remaining \$1,500 +/- needed.

We ask each government to express their support of this effort to the Fire Department and to the Sheriff. Both are need for fire protection and safety measures.

I apologize that I am leaving town to attend my step daughters wedding. I have asked Cynthia Rose who is in charge of Chamber event and membership programs, as well as Sam Wood representing the Spud Drive-In and his family to be available to answer questions you may have.

Contributions should be directed straight to Elite Pyrotechnics, 217 North 3<sup>rd</sup> West, Rexburg 83440 for the a/c of Spud Drive-In Fourth of July Community Celebration fireworks.

Thank you very much for your support.

C. Reid Rogers  
President